



MINUTES
BOARD OF COMMISSIONERS

• **COMMISSION GOVERNMENT** •

NEWARK • A CITY OF INDUSTRY AND PROGRESS

JANUARY, 1939

100

100

100

100

100

100

100

100

100

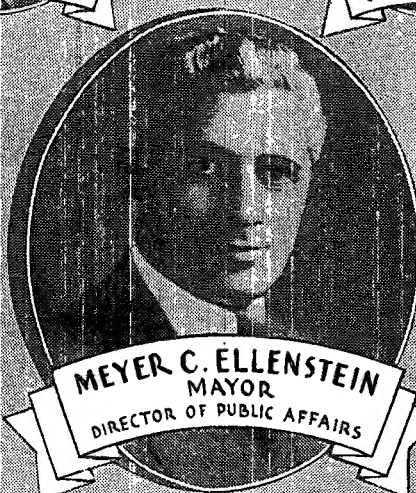
Any Jokes Die
Room 408
Any King



JOSEPH M. BYRNE JR.
DIRECTOR OF PARKS
AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
DIRECTOR
OF PUBLIC WORKS



MEYER C. ELLENSTEIN
MAYOR
DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



MICHAEL P. DUFFY
DIRECTOR
OF PUBLIC SAFETY

MINUTES OF MEETINGS

OF THE

Board of Commissioners

of Newark, N. J.

January, 1939

Commissioners

MEYER C. ELLENSTEIN, Mayor

VINCENT J. MURPHY

JOSEPH M. BYRNE, JR.

MICHAEL P. DUFFY

PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS	SURVEYS
WATER SUPPLY	TRANSPORTATION
SEWERS	LIGHTING
STREET CLEANING AND	INSPECTION OF GAS METERS
REFUSE COLLECTION	CITY RAILWAY
MOTORS	INDUSTRIAL COMMISSION
CITY CLERK	DOCKS
NEWARK METROPOLITAN AIRPORT	
NEWARK LABOR RELATIONS BOARD	
PORT NEWARK DEVELOPMENT	

Department of Public Safety

HON. MICHAEL P. DUFFY

POLICE	POLICE COURTS
FIRE	ELECTRICAL BUREAU
DIVISION OF BUILDINGS	HOUSING AUTHORITY
ALL LICENSES (Except Jitneys)	
DEPARTMENT OF CENTRAL PURCHASE	
MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL	
INSURANCE FUND COMMISSION	

NEWARK CITY GOVERNMENT

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

SHADE TREE	ALL PUBLIC BUILDINGS
SMOKE ABATEMENT	PRINTING and STATIONERY
WEIGHTS and MEASURES	FREE PUBLIC LIBRARY
PUBLIC CITY PARKS	NEWARK MUSEUM
NEWARK MUNICIPAL FARMERS' MARKETS	
NEWARK ART COMMISSION	

Department of Public Works

HON. PEARCE R. FRANKLIN

MUNICIPAL ASSISTANCE BOARD	OUTDOOR POOR
BUREAU OF HEALTH	EMPLOYMENT BUREAU
CITY HOSPITAL	- BAND CONCERTS
BUREAU OF BATHS	CAMP NEWARK
ALMSHOUSE	CELEBRATION OF
CITY HOME FOR BOYS	HOLIDAYS
BOARD OF ADJUSTMENT	LAW DEPARTMENT
CONVALESCENT HOSPITAL	
IVY HILL POWER PLANT	
RENTAL OF BEDS IN INSTITUTIONS	

Department of Revenue and Finance

HON. VINCENT J. MURPHY

COMPTROLLER	AUDITOR OF ACCOUNTS
CITY TREASURER	TAX RECEIVER
PENSION FUNDS	DISTRICT COURTS
MARTIN ACT DEPARTMENT	
BOARD OF ASSESSMENTS AND REVISION OF TAXES	
BOARD OF ASSESSMENT FOR LOCAL IMPROVEMENTS	
SINKING FUND COMMISSION	

Bureau of City Clerk

HARRY S. REICHENSTEIN

The City Clerk's Department is practically the City's Information Bureau. It is open from 8:30 A. M. to 4:30 P. M.; Saturdays 8:30 to 12 noon. This office will not be open on Sundays and holidays. Requests for general information are referred to this office.

The following departments are under the jurisdiction of the City Clerk:

Bureau of Vital Statistics	Second Floor
Marriage License Bureau.....	Second Floor
General Licenses	Second Floor
Documents, Records and Archives.....	Fourth Floor
Department of Elections.....	Sub-basement City Hall

Law Department

JAMES F. X. O'BRIEN, Corporation Counsel

RAYMOND SCHROEDER, First Assistant Corporation Counsel

THOMAS M. KANE, Assistant Corporation Counsel

SIMON ENGLANDER, Assistant Corporation Counsel

SAMUEL BERNHAUT, Assistant Corporation Counsel

HERMAN BLANK, Assistant Corporation Counsel

WILLIAM S. CANTALUPO, Assistant Corporation Counsel

JOSEPH B. SUGRUE, Assistant Corporation Counsel

VINCENT J. CASALE, Legal Assistant

JOSEPH A. WARD, Legal Assistant

Municipal Board of Alcoholic Beverage Control of the City of Newark, N. J.

SECOND FLOOR

Joseph W. O'Loughlin.....	Chairman
Harry L. Wagman.....	Commissioner
Gustave E. Wiedenmayer.....	Commissioner
Harry S. Reichenstein.....	Secretary

DIRECTORY OF DEPARTMENTS

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

Streets	317 City Hall
Water	City Hall, Annex
Sewers	City Hall, Third Floor
Street Cleaning and Refuse Collection.....	City Hall, Basement
Lighting	City Hall, Basement
Inspector of Gas Meters	City Hall, Basement
Jitneys	City Hall, Basement
City Railway	City Hall, Third Floor
Industrial Commission.....	City Hall, Third Floor
Labor Relations Board	City Hall, Third Floor
Docks	City Hall, Third Floor
Port Newark Development	City Hall, Third Floor
City Clerk	City Hall, Second Floor

Newark Metropolitan Airport

Department of Public Works

HON. PEARCE R. FRANKLIN

Bureau of Health	Plane and William Streets
City Hospital	Fairmont Avenue
Bureau of Baths	City Hall, Fourth Floor
Camp Newark	City Hall, Second Floor
City Home for Boys	Verona, N. J.
Almshouse.....	Ivy Hill, Newark, N. J.
Outdoor Poor.....	254 West Bigelow Street
Employment Bureau.....	46 Franklin Street
Band Concerts	City Hall, Second Floor
Celebration of Holidays	City Hall, Second Floor
Convalescent Hospital	Ivy Hill, Newark, N. J.
Rental of Beds in Institutions	City Hall, Second Floor
Law Department	City Hall, Second Floor
Board of Adjustment	City Hall, Third Floor
Municipal Assistance Board	City Hall, Second Floor

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

Newark Municipal Farmers' Market.....	Avenue A, Miller and Wright Streets
City Parks.....	City Hall, Second Floor and Basement
Shade Tree	City Hall, Basement and Second Floor
Smoke Abatement	City Hall, Second Floor
Weights and Measures	City Hall, Basement and Second Floor
Public Buildings	City Hall, Second Floor and Basement
Printing and Stationery.....	City Hall, Fourth Floor and Second Floor
Free Public Library	5 Washington Street
Newark Museum	49 Washington Street
Newark Art Commission	49 Washington Street

Department of Revenue and Finance

HON. VINCENT J. MURPHY

Comptroller	City Hall, First Floor
City Treasurer	City Hall, First Floor
Auditor of Accounts	City Hall, First Floor
Tax Receiver	City Hall, First Floor
Sinking Fund	City Hall, Second Floor
Martin Act Department	City Hall, Fourth Floor
Pension Funds	City Hall, First Floor
District Courts	City Hall, Annex

Department of Public Safety

HON. MICHAEL P. DUFFY

Police Division.....	Headquarters, Franklin Street
First Precinct.....	Washington and Court Streets
Second Precinct.....	Summer and Seventh Avenues
Third Precinct	Corner Market and Read Streets
Fourth Precinct	17th Avenue and Livingston Street
Radio Division	Headquarters
Motor Patrol and Emergency Division.....	77 Academy Street
Police and Fire Training School.....	18th Avenue and Norwood Street
Radio Maintenance & Traffic Signal Div.....	Congress and Lafayette Streets
First Criminal Court.....	Washington and Court Streets
Family Court	Police Headquarters
Second Criminal Court.....	Summer and Seventh Avenues
Traffic Court	City Hall Annex
Second Criminal Court, Part 2	Market and Read Streets
Third Criminal Court	17th Avenue and Livingston Street
Fire Division.....	Headquarters, City Hall, Third Floor
Engine Co. No. 1.....	188-192 Mulberry Street
Engine Co. No. 2.....	39-41 Centre Street
Engine Co. No. 3.....	39 Court Street
Engine Co. No. 4.....	241-243 High Street
Engine Co. No. 5.....	61-65 Congress Street

Engine Co. No. 6	344-346 Springfield Avenue
Engine Co. No. 7	227 West Market Street
Engine Co. No. 8	296 Ferry Street
Engine Co. No. 9	197-199 Summer Avenue
Engine Co. No. 10	33-35 Astor Street
Engine Co. No. 11	521-523 Central Avenue
Engine Co. No. 12	213-215 Belmont Avenue
Engine Co. No. 13	743-745 Summer Avenue
Engine Co. No. 14	69-71 Vesey Street
Engine Co. No. 15	269-271 Park Avenue
Engine Co. No. 16	469-473 Ferry Street
Engine Co. No. 17	84-86 Clinton Place
Engine Co. No. 18	395-399 Avon Avenue
Engine Co. No. 19	526-528 Frelinghuysen Avenue
Engine Co. No. 20	15-17 Prince Street
Engine Co. No. 21	420-438 Sanford Avenue
Engine Co. No. 22	199-201 New Street
Engine Co. No. 23	44-46 Mt. Prospect Avenue
Engine Co. No. 24	15-17 Prince Street
Engine Co. No. 26	420-438 Sanford Avenue
Engine Co. No. 27	87-90 Elm Road
Engine Co. No. 28	691-701 North 6th Street
Engine Co. No. 29	1028-1030 Bergen Street
Engine Co. No. 32	South Dock and Terminal Street
Engine Co. No. 33 (Fireboat)	Foot of Centre Street
Flood Light Car	33-35 Astor Street
Rescue Squad No. 1	199-201 New Street
Truck Co. No. 1	188-192 Mulberry Street
Truck Co. No. 2	241-243 High Street
Truck Co. No. 3	227 West Market Street
Truck Co. No. 4	65 Congress Street
Truck Co. No. 5	213-215 Belmont Avenue
Truck Co. No. 6	441-443 Broadway
Truck Co. No. 7	269-271 Park Avenue
Truck Co. No. 8	469-473 Ferry Street
Truck Co. No. 9	395-399 Avon Avenue
Truck Co. No. 10	1028-1030 Bergen Street
Truck Co. No. 11	521-523 Central Avenue
Truck Co. No. 12	420-438 Sanford Avenue
Water Tower	39-41 Centre Street
Repair Shop	52-60 Prospect Street
Telegraph Department Shop	82 Bruce Street
Reserve and Supply Company No. 1	56-58 Prospect Street
Telegraph Department	City Hall, Fourth Floor
Building Department	City Hall, Fourth Floor
Electrical Bureau	City Hall, Fourth Floor
License Division (Except Jitneys)	City Hall, Second Floor
Department of Central Purchase	City Hall, Basement
Municipal Board of Alcoholic Beverage Control	City Hall, Second Floor
Housing Authority	City Hall, Fourth Floor
Insurance Fund Commission	City Hall, Third Floor

I n d e x

Commissioners Minutes, January, 1939

	Page
ADVERTISING AUTHORIZED—	
Department of Central Purchase, Furnishing and Delivering Forage for Various Departments	10
Materials for Various Departments	28
Department of Central Purchase, Sealed Proposals for Furnishing Laundry Machinery and Oldsmobile Automobiles for Department of Public Works	56
Department of Central Purchase, Bituminous Sand, Portland Cement, Broken Stones, Cast Iron Pipes and Fittings, Department of Pub- lic Affairs, Tobacco and Meats for the Department of Public Works	56
Director of Department of Public Affairs, to advertise for sealed Proposals for the Demolition and Removal of Two Hangars in New- ark Airport	79
Department of Central Purchase, Oil and Horseshoe and Tips, De- partment of Public Affairs	79
Caterpillar, R D. 7 Deisel Tractors, Department of Public Affairs.....	86
APPROPRIATIONS—Bills, Claims and Payrolls—	
Department of Public Affairs.....3 to 6, 25, 26, 49 to 52, 73,	74
Department of Revenue and Finance .....3, 22, 23, 45, 46, 72, 73,	75
Department of Public Safety .....2, 23,	49
Department of Public Works .....2, 23, 24, 47, 51,	72
Department of Parks and Public Property .....3, 24, 48, 49, 71,	72
Inter-Departmental Department—	
\$100.00 to Allan Weisenfeld for Services Rendered to the Newark Labor Relations Board	27, 28
\$25,000.00 to Standard Oil Co. of New Jersey for the Purchase by the City of Newark of All Its Right, Title and Interest in Lease, Hangar and Appurtenances, Newark Airport	68, 69

	Page
APPOINTMENTS—	
Constables	6, 26, 52, 53, 75
Blacksmith's Helper, Bureau of Street Cleaning, Department of Public Affairs	54, 73
Assistant Repair Man, Division of Water, Department of Public Affairs	60
Matrons, in Police Division, Department of Public Safety	78
ASSESSMENTS CANCELLED—	
Water Assessment, Charles J. Rimmelspacher, 68-74 Commercial Street	32
BONDS—Approved as to Sufficiency—Bill Posters—Auctioneers—	
Constables Bonds	6, 26, 53, 75
CHANGE IN PAYROLLS—	
Department of Parks and Public Property, Public Buildings, Centre Market, Municipal Farmers Market	30
Department of Parks and Public Property	77, 78
CHANGE OF TITLE—	
Arthur Taylor, Clerk, Newark City Hospital, to Clerk Bookkeeper	54
COMMUNICATIONS—	
Board of Adjustment, Applications for Variances from the Terms of the Zoning Ordinances	13, 16
Communication from Broad Street Association, Inc., Jerome D. Wiss, President. Re: An Ordinance to Repeal an Ordinance Entitled An Ordinance Relating to Traffic Parking Meters, Etc.	19, 20
Board of Adjustment, Re: Variances From the Terms of the Zoning Ordinances	36
Communication, Board of Adjustment. Re: Variances from the Terms of the Zoning Ordinances	66, 90, 91
CONTRACTS AWARDED AND EXECUTED—	
Mine Safety Appliance Co., Pittsburg, Pa., Gas Masks, Department of Public Safety	9
Carl W. Bush Co., Newark, N. J., Harley-Davidson Motorcycles, Department of Public Safety	9
Pratt & Whitney Division, Niles Bement Pond Co., New York, N. Y., Boye and Emmees Engine Lathe, Department of Public Safety.....	9

	Page
merican LaFrance Foamite Corp., Elmira, N. Y., American La- France Hose Car, Department of Public Safety	9
Burroughs Adding Machine Co., Newark, N. J., Burroughs Special Tax Receipting Machines, Department of Revenue and Finance.....	9
Hannon Floor Covering Co., Newark, N. J., Lineoleum, Department of Parks and Public Property	9
R. R. Brant Co., Brenner Desk Co., Herbert L. Farkas Co., Olshan Office Furniture Co., Oberg & Tonkin, Security Steel Equipment Corp., Office Furniture, Department of Parks and Public Property	10
C. Wolber Co., Newark, N. J., Newark Airport Folders, Department of Public Affairs	10
John P. Callaghan, Inc., Harrison, N. J., Ready-mixed Concrete, De- partment of Public Affairs	10
Builders Material Supply Co., Newark, N. J., Common Building Bricks, Department of Public Affairs	10
S. H. Grossman, Inc., Newark, N. J., Dodge Truck, Department of Public Affairs	10
Commercial Rubber Co., Bloomfield, N. J., Renewing Tires	10
Monroe Calculating Machine Co., Inc., Newark, N. J., Calculating and Adding Machines	28, 29
The Associated Humane Societies of New Jersey, to Care for Stray Animals	55
N. Drake, Inc., Irvington, N. J. (Public Affairs, Safety and Works) Forage	56
Flammer Bros., Newark, N. J., (Public Affairs, Safety and Works) Forage	56
P. H. Ryan, Inc., Newark, N. J. (Public Affairs, Safety and Works) Forage	56
Smith Tractor and Equipment Co., Irvington, N. J., Northwest Crane	57
Fischer Auto Sales Co., Newark, N. J. (Public Safety), Ford V-8 Coupe	57
Griggs Motor Sales, Inc., Newark, N. J. (Public Safety), Ford V-8 Coupes	58
Hagin & Koplin, Inc., Newark, N. J. (Public Safety) Ford V-8 Coupes	58
Furnishing Drugs, Surgical and X-ray Supples, (Department of Pub- lic Works) Amsterdam Brothers, B. & B. Drug Co., Chester Drug Co., Day Chemical Co., Fisher-Cohen Co., Greenfield Chemical Co., General Chemical Co., Medical Service Co., Maltbie Chemical Co., Reinhold Schumann, Inc., Picker X-ray Corp., Seidler Chemical & Supply Co., James P. Smith, Westinghouse X-ray Co., Inc., Gen- eral Electric X-ray Corp.	79, 80

	Page
Good Roads Machinery & Co., Inc., of New York, New York City (Public Aqairs) Good Roads Model Y-186-G, Sand or Material Spreaders	86
 MEETINGS—	
January 4, 1939	1
January 11, 1939	19
January 18, 1939—11 A. M. (Adjourned)	44
Adjourned Meeting, January 18, 1939, 4:30 P. M.	45
January 25, 1939 (Adjourned) 11 A. M.	70
Adjourned Meeting, January 25, 4:30 P. M.	70
 ORDINANCES—First Reading—	
An Ordinance to Rescind Ordinances Providing for the Issuance of Bonds Heretofore Adopted by the Board of Commissioners	71
 ORDINANCES—Second, Third, Reading and Final Passage—	
An Ordinance to Repeal an Ordinance Entitled An Ordinance Relat- ing to Traffic Parking Meters, Etc.....	19, 20, 21, 22
 ORDINANCES LAID OVER—	
An Ordinance Relating to Traffic and Regulating the Use of Public Streets and Highways in the City of Newark	1
 PENSIONS GRANTED—	
Guiseppe Jacangelo, Laborer, Bureau of Water, Department of Public Affairs	11
John Catena, Street Cleaner, Bureau of Street Cleaning, Department Public Affairs	11, 12
Pasquale Caputo, Laborer, Bureau of Street Cleaning, Department of Public Affairs	76
John Battista, Laborer, Division of Water, Department of Public Affairs	76, 77
 POSITIONS CREATED—	
Consultant-Director City Planning Project, (W. P. A. 3-7-5659).....	13
Supervising Nurse, Newark City Hospital	60

1938 24 5—

Project to Plant, Cultivate, Can and Distribute Garden Vegetables Free of Charge to the Needy of the City of Newark, Department of Public Affairs	12
Project to Check All House Numbers, Preparatory to the Adoption of a New System of House Numbering for the City of Newark, Department of Public Affairs	12, 13
Department of Public Affairs, Project Application to Revise and Replace Approximately 600 Maps in the Water Department	75

PROMOTIONS—

Miss Veronica L. D. Doser from Senior Clerk Stenographer to Information Clerk, Second District Court	53
Charles E. J. McGovern, Deputy Clerk, Second Criminal Court, promoted to the position of Clerk, Second Criminal Court	78

REFUNDS—Liquor Licenses—

Samuel Avidan, 148 Market Street, Newark, N. J.	83
--	----

REMARKS—

Re: Convalescent Home, High Street	15, 16
Re: Traffic Ordinance, Parking Meters, Etc.	20
Re: Construction of a store, 155 Isabella Avenue (105 Grove Terrace)	35
Re: Parking Station, 1233 Raymond Boulevard	37
Re: Construction of Store, 61 Hawkins Street	39
Re: Gasoline Station and Lubritorium, 647-653 McCarter Highway 62, 63, 64,	65

REPORTS OF CITY OFFICERS	40, 41, 42, 43
--------------------------------	----------------

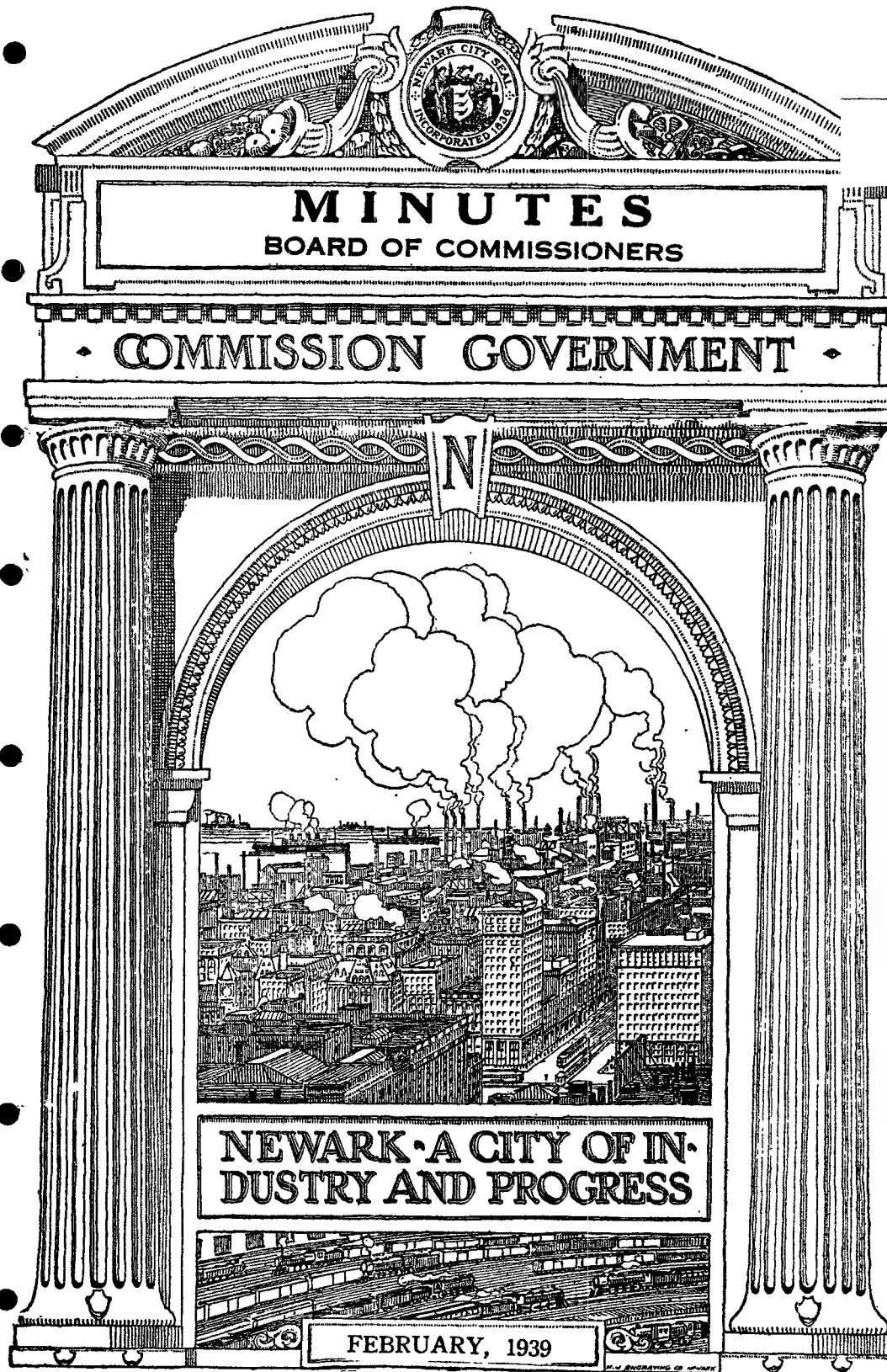
RESOLUTIONS RESCINDED—

Resolution No. 3969 Adopted December 21, 1938, Partly Rescinded 10,	11
Resolution No. 3250, Day Chemical Co., Newark, N. J., Bottles	29
Resolution No. 4037-F Adopted January 4, 1939	35
Resolution No. 4035, Adopted January 4, 1939	79
Resolution No. 3970, Adopted December 21, 1938	81

	Page
RESOLUTIONS—	
Re: Temporary Appropriations Section 110, Local Budget Act	7
Re: Rifle and Pistol Range, Department of Public Safety	7, 8
Re: Appointment of Jacob Fox, Legislature Advisor and Agent	30, 31
Re: Failure of the Legislature to Provide Sufficient Funds to Reim- burse Municipalities for Poor Relief	31, 32
Re: Associated Humane Societies of New Jersey, Care of Stray Animals	55
Re: Fireworks Display, Societa San Sebastiano, St. Lucy's Roman Catholic Church	58, 59
Authorizing the Director of Department of Public Affairs to Approve Maps Showing Dedication for Street Purposes of Freeman Street from Raymond Boulevard to Christian Feigenspan Brewing Co.....	60, 61
Re: Section 110 of the Local Budget Act (Temporary Appropriations)	80, 81
Re: Public Library of Newark, N. J., Beneficiary Under the Last Will and Testament of James E. Howell, Deceased	81, 82
Re: City of Newark to Proceed to Acquire an Absolute Title of Premises in Pequannock Water Sheds Known as "John Rutherford Trust Estate	87, 88, 89, 90
SALARY INCREASES—	
Warren Coleman, Supervising Operating Engineer, Division of Water, Department of Public Affairs	29
John C. Kent, Stationery Engineer, Bureau of Streets, Department of Public Affairs	30
SETTLEMENT OF CLAIMS—	
The City of Newark Against Newark Ice Co.	27
Brisk Waterproofing Co. on Account of Contract in Connection with Swimming Pools	59, 60
TAXES ADJUSTED—	
The Francis Realty Co., 673-675 Broad Street, Due on Account of Overpayment 1935 Taxes	33
TRANSFER OF FUNDS TO AND FROM BUDGET APPROPRIATION—	
Director of Revenue and Finance Authorized to Transfer the Follow- ing Amounts on Account of Budget Appropriations for 1938 to Reserve for Uncompleted Contracts	83, 84, 85

	Page
ZONING—	
Automobile Parking Station, 124 Academy Street, Newark, N J	14
Automobile Parking Station, 251-253 South 11th Street	14
Sale and Repair of Used Automobiles, 226 Peshine Avenue	15
Automobile Parking Station, 404-406 Broad Street	16
Automobile Sales Station, 537-545 Springfield Avenue	17
Automobile Parking Station, 64 Park Street	17
For Maintenance of a Home for Chronic Sick, 69-71 Crawford Street	34
Construction of a Store, Premises 156 Isabella Avenue (105 Grove Terrace)	34
Automobile Parking Station, 1233 Raymond Boulevard	37
Automobile Parking Station, 116-120 Orange Street	37
Automobile Parking Station, 36-48 Raymond Plaza East	38
Automobile Parking Station, 28 Clinton Street	38
Construction of a Store, 61 Hawkins Street	39
Automobile Parking Station, 122-124 Bank Street	39, 40
Automobile Parking Station, 75-79 Edison Place	61
Construction of Gasoline Station and Lubritorium, 647-653 McCarter Highway and 40-42 Elm Street	61, 62
Gasoline Station, 41-65 Foundry Street	66
Automobile Parking Station, 29½-35 Rector Street	67
Automobile Parking Station, 30 Park Street	67
Automobile Parking Station, 37-39 Mulberry Street	68
Installation of Two Gasoline Pumps on Present Automobile Parking Station, 55-57 Commercial Street	91
Automobile Parking Station, 878-880 Broad Street	92

Feb.







JOSEPH M. BYRNE JR.
DIRECTOR OF PARKS
AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
DIRECTOR
OF PUBLIC WORKS



MEYER C. ELLENSTEIN
MAYOR
DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



MICHAEL P. DUFFY
DIRECTOR
OF PUBLIC SAFETY

MINUTES OF MEETINGS

OF THE

Board of Commissioners

of Newark, N. J.

February, 1939

Commissioners

MEYER C. ELLENSTEIN, Mayor

VINCENT J. MURPHY

JOSEPH M. BYRNE, JR.

MICHAEL P. DUFFY

PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS	SURVEYS
WATER SUPPLY	TRANSPORTATION
SEWERS	LIGHTING
STREET CLEANING AND	INSPECTION OF GAS METERS
REFUSE COLLECTION	CITY RAILWAY
MOTORS	INDUSTRIAL COMMISSION
CITY CLERK	DOCKS

NEWARK METROPOLITAN AIRPORT
NEWARK LABOR RELATIONS BOARD
PORT NEWARK DEVELOPMENT

Department of Public Safety

HON. MICHAEL P. DUFFY

POLICE	POLICE COURTS
FIRE	ELECTRICAL BUREAU
DIVISION OF BUILDINGS	HOUSING AUTHORITY

ALL LICENSES (Except Jitneys)
DEPARTMENT OF CENTRAL PURCHASE
MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL
INSURANCE FUND COMMISSION

NEWARK CITY GOVERNMENT

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

SHADE TREE	ALL PUBLIC BUILDINGS
SMOKE ABATEMENT	PRINTING and STATIONERY
WEIGHTS and MEASURES	FREE PUBLIC LIBRARY
PUBLIC CITY PARKS	NEWARK MUSEUM
NEWARK MUNICIPAL FARMERS' MARKETS	
NEWARK ART COMMISSION	

Department of Public Works

HON. PEARCE R. FRANKLIN

MUNICIPAL ASSISTANCE BOARD	OUTDOOR POOR
BUREAU OF HEALTH	EMPLOYMENT BUREAU
CITY HOSPITAL	- BAND CONCERTS
BUREAU OF BATHS	CAMP NEWARK
ALMSHOUSE	CELEBRATION OF
CITY HOME FOR BOYS	HOLIDAYS
BOARD OF ADJUSTMENT	LAW DEPARTMENT
CONVALESCENT HOSPITAL	
IVY HILL POWER PLANT	
RENTAL OF BEDS IN INSTITUTIONS	

Department of Revenue and Finance

HON. VINCENT J. MURPHY

COMPTROLLER	AUDITOR OF ACCOUNTS
CITY TREASURER	TAX RECEIVER
PENSION FUNDS	DISTRICT COURTS
MARTIN ACT DEPARTMENT	
BOARD OF ASSESSMENTS AND REVISION OF TAXES	
BOARD OF ASSESSMENT FOR LOCAL IMPROVEMENTS	
SINKING FUND COMMISSION	

Bureau of City Clerk

HARRY S. REICHENSTEIN

The City Clerk's Department is practically the City's Information Bureau. It is open from 8:30 A. M. to 4:30 P. M.; Saturdays 8:30 to 12 noon. This office will not be open on Sundays and holidays. Requests for general information are referred to this office.

The following departments are under the jurisdiction of the City Clerk:

Bureau of Vital Statistics	Second Floor
Marriage License Bureau.....	Second Floor
General Licenses	Second Floor
Documents, Records and Archives.....	Fourth Floor
Department of Elections.....	Sub-basement City Hall

Law Department

JAMES F. X. O'BRIEN, Corporation Counsel
RAYMOND SCHROEDER, First Assistant Corporation Counsel
THOMAS M. KANE, Assistant Corporation Counsel
SIMON ENGLANDER, Assistant Corporation Counsel
SAMUEL BERNHAUT, Assistant Corporation Counsel
HERMAN BLANK, Assistant Corporation Counsel
WILLIAM S. CANTALUPO, Assistant Corporation Counsel
JOSEPH B. SUGRUE, Assistant Corporation Counsel
VINCENT J. CASALE, Legal Assistant
JOSEPH A. WARD, Legal Assistant

Municipal Board of Alcoholic Beverage Control of the City of Newark, N. J.

SECOND FLOOR

Joseph W. O'Loughlin.....	Chairman
Harry L. Wagman.....	Commissioner
Gustave E. Wiedenmayer.....	Commissioner
Harry S. Reichenstein.....	Secretary

DIRECTORY OF DEPARTMENTS

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

Streets	317 City Hall
Water	City Hall, Annex
Sewers	City Hall, Third Floor
Street Cleaning and Refuse Collection.....	City Hall, Basement
Lighting	City Hall, Basement
Inspector of Gas Meters	City Hall, Basement
Jitneys	City Hall, Basement
City Railway	City Hall, Third Floor
Industrial Commission.....	City Hall, Third Floor
Labor Relations Board	City Hall, Third Floor
Docks	City Hall, Third Floor
Port Newark Development	City Hall, Third Floor
City Clerk	City Hall, Second Floor

Newark Metropolitan Airport

Department of Public Works

HON. PEARCE R. FRANKLIN

Bureau of Health	Plane and William Streets
City Hospital	Fairmont Avenue
Bureau of Barks	City Hall, Fourth Floor
Camp Newark	City Hall, Second Floor
City Home for Boys	Verona, N. J.
Almshouse.....	Ivy Hill, Newark, N. J.
Outdoor Poor.....	254 West Bigelow Street
Employment Bureau.....	46 Franklin Street
Band Concerts	City Hall, Second Floor
Celebration of Holidays	City Hall, Second Floor
Convalescent Hospital	Ivy Hill, Newark, N. J.
Rental of Beds in Institutions	City Hall, Second Floor
Law Department	City Hall, Second Floor
Board of Adjustment	City Hall, Third Floor
Municipal Assistance Board	City Hall, Second Floor

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

Newark Municipal Farmers' Market.....	Avenue A, Miller and Wright Streets
City Parks.....	City Hall, Second Floor and Basement
Shade Tree	City Hall, Basement and Second Floor
Smoke Abatement	City Hall, Second Floor
Weights and Measures	City Hall, Basement and Second Floor
Public Buildings	City Hall, Second Floor and Basement
Printing and Stationery.....	City Hall, Fourth Floor and Second Floor
Free Public Library	5 Washington Street
Newark Museum	49 Washington Street
Newark Art Commission	49 Washington Street

Department of Revenue and Finance

HON. VINCENT J. MURPHY

Comptroller	City Hall, First Floor
City Treasurer	City Hall, First Floor
Auditor of Accounts	City Hall, First Floor
Tax Receiver	City Hall, First Floor
Sinking Fund	City Hall, Second Floor
Martin Act Department	City Hall, Fourth Floor
Pension Funds	City Hall, First Floor
District Courts	City Hall, Annex

Department of Public Safety

HON. MICHAEL P. DUFFY

Police Division.....	Headquarters, Franklin Street
First Precinct.....	Washington and Court Streets
Second Precinct.....	Summer and Seventh Avenues
Third Precinct	Corner Market and Read Streets
Fourth Precinct	17th Avenue and Livingston Street
Radio Division	Headquarters
Motor Patrol and Emergency Division.....	77 Academy Street
Police and Fire Training School.....	18th Avenue and Norwood Street
Radio Maintenance & Traffic Signal Div.....	Congress and Lafayette Streets
First Criminal Court.....	Washington and Court Streets
Family Court	Police Headquarters
Second Criminal Court.....	Summer and Seventh Avenues
Traffic Court	City Hall Annex
Second Criminal Court, Part 2	Market and Read Streets
Third Criminal Court	17th Avenue and Livingston Street
Fire Division.....	Headquarters, City Hall, Third Floor
Engine Co. No. 1.....	188-192 Mulberry Street
Engine Co. No. 2.....	39-41 Centre Street
Engine Co. No. 3.....	39 Court Street
Engine Co. No. 4.....	241-243 High Street
Engine Co. No. 5.....	61-65 Congress Street

Engine Co. No. 6.	344-346 Springfield Avenue
Engine Co. No. 7.	227 West Market Street
Engine Co. No. 8.	296 Ferry Street
Engine Co. No. 9.	197-199 Summer Avenue
Engine Co. No. 10.	33-35 Astor Street
Engine Co. No. 11.	521-523 Central Avenue
Engine Co. No. 12.	213-215 Belmont Avenue
Engine Co. No. 13.	743-745 Summer Avenue
Engine Co. No. 14.	69-71 Vesey Street
Engine Co. No. 15.	269-271 Park Avenue
Engine Co. No. 16.	469-473 Ferry Street
Engine Co. No. 17.	84-86 Clinton Place
Engine Co. No. 18.	395-399 Avon Avenue
Engine Co. No. 19.	526-528 Frelinghuysen Avenue
Engine Co. No. 20.	15-17 Prince Street
Engine Co. No. 21.	420-438 Sanford Avenue
Engine Co. No. 22.	199-201 New Street
Engine Co. No. 23.	44-46 Mt. Prospect Avenue
Engine Co. No. 24.	15-17 Prince Street
Engine Co. No. 26.	420-438 Sanford Avenue
Engine Co. No. 27.	87-90 Elm Road
Engine Co. No. 28.	691-701 North 6th Street
Engine Co. No. 29.	1028-1030 Bergen Street
Engine Co. No. 32.	South Dock and Terminal Street
Engine Co. No. 33 (Fireboat)	Foot of Centre Street
Flood Light Car.	33-35 Astor Street
Rescue Squad No. 1	199-201 New Street
Truck Co. No. 1.	188-192 Mulberry Street
Truck Co. No. 2.	241-243 High Street
Truck Co. No. 3.	227 West Market Street
Truck Co. No. 4.	65 Congress Street
Truck Co. No. 5.	213-215 Belmont Avenue
Truck Co. No. 6.	441-443 Broadway
Truck Co. No. 7.	269-271 Park Avenue
Truck Co. No. 8.	469-473 Ferry Street
Truck Co. No. 9.	395-399 Avon Avenue
Truck Co. No. 10.	1028-1030 Bergen Street
Truck Co. No. 11.	521-523 Central Avenue
Truck Co. No. 12.	420-438 Sanford Avenue
Water Tower.	30-41 Centre Street
Repair Shop	52-60 Prospect Street
Telegraph Department Shop	82 Bruce Street
Reserve and Supply Company No. 1.	56-58 Prospect Street
Telegraph Department	City Hall, Fourth Floor
Building Department	City Hall, Fourth Floor
Electrical Bureau	City Hall, Fourth Floor
License Division (Except Jitneys)	City Hall, Second Floor
Department of Central Purchase	City Hall, Basement
Municipal Board of Alcoholic Beverage Control	City Hall, Second Floor
Housing Authority	City Hall, Fourth Floor
Insurance Fund Commission	City Hall, Third Floor

Index

Commissioners Minutes, February, 1939

	Page
ADVERTISING AUTHORIZED—	
Department of Central Purchase, Furnishing and Delivering Groceries and Dairy Products for the Department of Public Works	7
Director of Department of Parks and Public Property is Authorized to Advertise for Bids for Leasing City Owned Property, Mulberry and Green Streets	9
Department of Central Purchase, for Furnishing and Delivering Tile Pipe and Fittings and Brick Traffic Markers, for the Department of Public Affairs	26
Department of Central Purchase, Furnishing and Delivering Dry Goods, Household Supplies for the Department of Public Works and Canvas Covers for the Department of Public Affairs	64
AGREEMENTS—	
City of Newark and William J. Patterson and Consented to by Standard Accident Insurance Co.	23
City of Newark and the State of New Jersey, Reimbursement Lighting on State Highway Routes	28
APPROPRIATIONS—Bills, Claims and Payrolls—	
Department of Public Affairs	4, 5, 18, 19, 20, 21, 40, 41, 60, 61, 62
Department of Revenue and Finance	5, 6, 18, 42, 43 57
Department of Public Safety	6, 21, 44, 57, 58
Department of Public Works	2, 3, 21, 22, 43, 58, 59
Department of Parks and Public Property	1, 2, 22, 41, 42, 44, 59
Inter-Departmental Department—	
From Funds of the Newark Labor Relations Board to Allan Weisenfeld for Research and Statistical Services	30

	Page
APPOINTMENTS—	
Constables	10, 22
Allan Weisenfeld, Assistant to the Director of Newark Labor Relations Board (temporary)	24
Charles F. Jelly, Assistant Superintendent, City Hospital (temporary) ..	25
Bonds—Approved as to Sufficiency—	
Bill Posters—	
Auctioneers—	
Constables	10, 22, 23
BONDS—Reconversion Into Coupon Bonds—	
\$50,000.00 Dock Bonds of The City of Newark, N. J. Dated October 1, 1910, Payable October 1, 1955	63
CHANGE IN PAYROLLS—	
Public Buildings, Shade Tree, Department of Parks and Public Property	7
Department of Public Works, Newark City Hospital	25
Department of Parks & Public Property, Shade Tree, Public Buildings, (Public Building, City Owned Property)	25, 26
Department of Parks and Public Property, Public Buildings (City Owned Property)	66
Public Buildings	66, 67
COMMUNICATIONS—	
Board of Adjustment, Re: Variances from the Terms of the Zoning Ordinance	13
Alfred H. Krick, Secretary of the Board of School Estimate, Re: Dayton Street Public School	44, 45
Alfred H. Krick, Secretary of the Board of School Estimate, Re: Appropriation, \$3,660,000.00 to the Board of Education for Current Expenses of the Schools for Half Year Beginning January 1st and Ending June 30th. And also Appropriation of \$4,200,000.00 for Current Expenses, Half Year Beginning July 1 and Ending December 31st, 1939	45, 46
John J. Towey, Re: Resignation as a Member of the Newark Housing Authority	46, 47
Binghampton Savings Bank, Binghampton, N. Y. by Earle W. Stone, President, Re: Conversion \$50,000.00 Dock Bonds of the City of Newark, N. J., Dated October 1, 1910	62
Michael A. Stavitsky, 60 Park Place, Newark, N. J., Re: Resignation as Member of the Newark Housing Authority	65, 66

	Page
Board of Adjustment. Re. Variances from the Terms of the Zoning Ordinance	68, 69
 CONTRACTS AWARDED AND EXECUTED—	
Citizens Publishing Co., Furnishing and Delivering Minutes of the Board of Commissioners Meetings, for the Year of 1939	10
F. Bowden Co., Newark, N. J., Portland Cement, Department of Public Affairs	11
Consolidated Stone & Sand Co., Montclair Heights, N. J., Broken Stones and Concrete Sand, Department of Public Affairs	11, 12
Harrison Supply Co., Harrison, N. J., Bituminous Sand, Department of Public Affairs	12
A. Steiert & Son, Philadelphia, Pa., Basins, Brooms, Etc., Department of Public Affairs	12
Dooner & Smith, Chemical Co., Newark, N. J., Chlorine, Department of Public Affairs	12
Armour & Co., Newark, N. J., Anhydrous Ammonia, Department of Public Affairs	12
Proctor Gamble Distributor Co., New York, N. Y., Soap, Department of Public Works	12
American Laundry Machinery Co., New York, N. Y., Monel Metal Washing Machine, Department of Public Works	12
N. J. Tobacco Co., Newark, N. J., Pipes and Tobacco, Department of Public Works	12, 13
Burack Oldsmobile Co., Newark, N. J., Oldsmobile, Department of Public Works	13
Standard Oil Co. of N. J., Newark, N. J., Lantern Oil, Department of Public Affairs	26
Goodyear Rubber Products Co., Newark, N. J., Steel Lined Rubber Horseshoe Pads, Department of Public Affairs	27
Francis P. Duffy, Newark, N. J., Front and Hind Horseshoe Tips, Department of Public Affairs	27
Mack International Motor Truck Corp., Newark, N. J., Mark Model BM Chassis with 5-Yard Dump Body, Department of Public Affairs	27
M. Augenblich & Bro., Enkay Parking Co., John Cialanella, Fred Horns, Ideal Packing Co., Lair & Brydon, Palumbo and Cicalese, Meats and Meat Products, Department of Public Works	27
Baker Stationery Co., R. R. Brant Co., Bostitch-New York, Inc., Clinton Office Supply Co., Shaw Blue Printing Co., Stationery for the Department of Parks and Public Property	27

	Page
Frank Pallante & Co., Newark, N. J., Furnishing Material and Labor in Connection with Sprinkler System in Centre Market, Department of Parks and Public Property	27, 28
Benjamin Cohen, Newark, N. J., Repairs to Power Plant, Department of Parks and Public Property	28
Schrennel & Co., Newark, N. J., Extra Plumbing Work, Newark City Hospital Alterations, Department of Public Works	29
The R. L. Winslow & Co., Inc., New York, N. Y. (Public Affairs) Re: Vertical Fibre Lug Bricks	47
R. A. McDonough & Co., Newark, N. J. (All Departments Requiring Same) Good Year Heavy Duty Pneumatic Tires and Tubes	47
Charles W. Krieg Co., Inc., Newark, N. J. (All Departments Requiring Same) Lee of Conshohocken Pneumatic Tires and Tubes....	47
Essex Tire & Rubber Co., Newark, N. J. (All Departments Requiring Same) Goodyear Tires and Tubes	47
Tires, Inc., Newark, N. J. (All Departments Requiring Same) Kelly-Springfield Pneumatic Tires and Tubes	48
McCarthy & Sharkey, Newark, N. J. (All Departments Requiring Same) "General Silent Grip and Highway" Pneumatic Tires and Tubes	48
Thomas H. Brooks & Co., Newark, N. J., Repairs to No. 1 Elevator, Board of Education Building	48
Citizen's Publishing Co., Newark, N. J. (Parks and Public Property), Printing Minutes of the Board of Commissioners for the Year 1939	64, 65
F. Bowden Co., Newark, N. J., Tile Pipe and Specials for the Department of Public Affairs	65
J. B. Gilligan-Casey Co., Newark, N. J. (Public Affairs) Brick Traffic Markers	65
Co-Service Printing Co., Newark, N. J. (Public Works) Relief Orders Padded	65

LEASE—

Newark Tidewater Terminal, Inc. and Portside Manufacturing Storage Co., Inc., City of Newark	8, 9
--	------

MEETINGS—

February 1, 1939 (11 A. M.)	1
Adjourned (4:30 P. M.)	1
February 8, 1939 (11 A. M.); Adjourned to (4:30 P. M.)	16

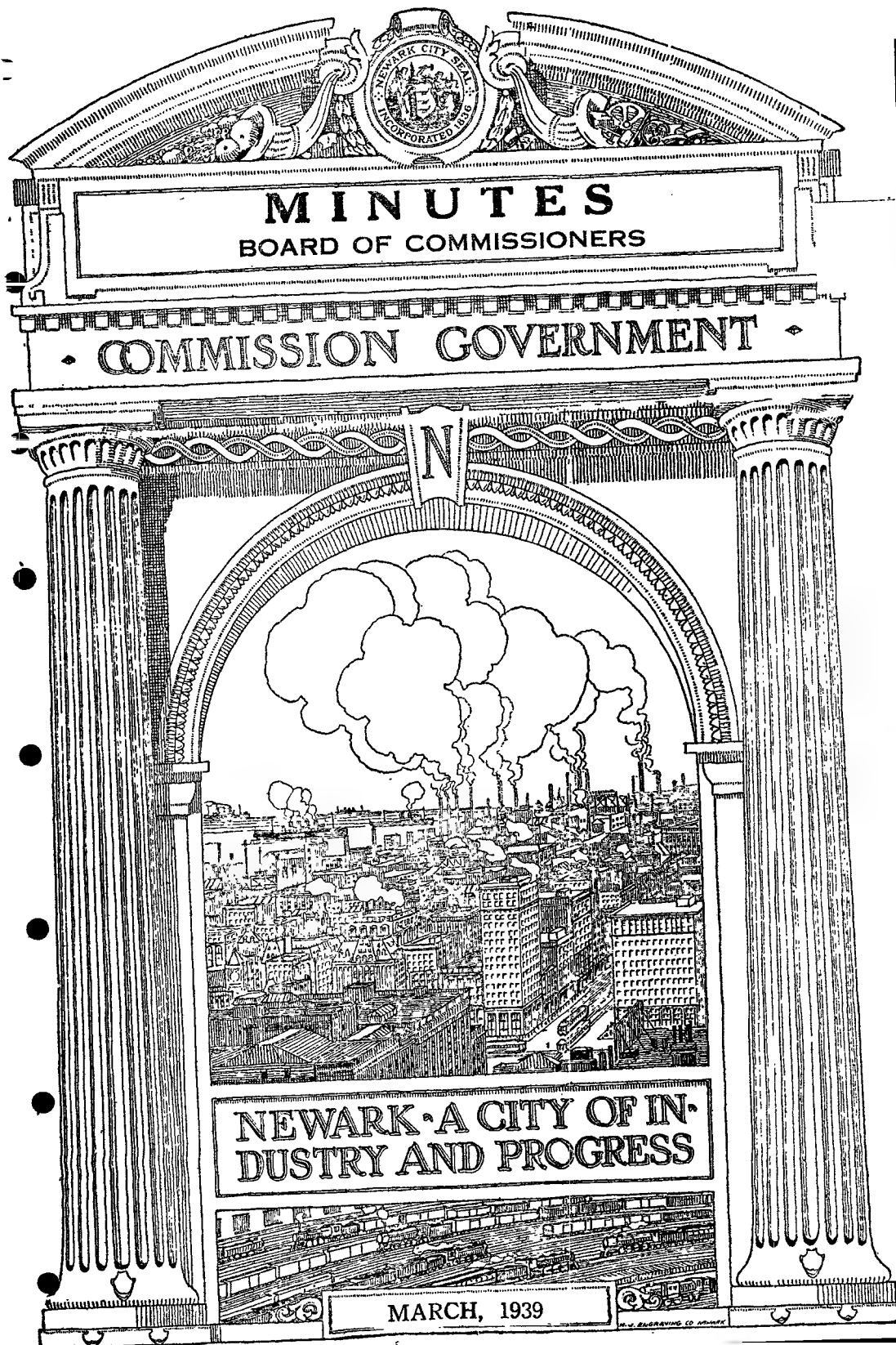
	Page
February 8, 1938 Adjourned Meeting 4:30 P. M.	16
February 15, 1939 (Adjourned) 11 A. M.	36
February 15, 1939 Adjourned Meeting 4:30 P. M.	36
February 23, 1939 (Adjourned) 11 A. M.	54
February 23, 1939 Adjourned Meeting 4:30 P. M.	54
 ORDINANCES—First Reading—	
An Ordinance to Rescind Ordinances Providing for the Issuance of Bonds or Notes Heretofore Adopted by the Board of Commissioners	16, 17
An Ordinance to Amend an Ordinance Entitled "An Ordinance to Establish a Labor Relations Board for the City of Newark," Adopted April 7, 1937	17, 18
An Ordinance Granting Permission to the Seton Leather Co., to Place and Maintain 3-inch Pipe Line in Oraton Street	36, 37
An Ordinance to Annex to the City of Newark Certain Land, Lying and Being in the Town of Belleville	39, 40
 ORDINANCES—Second, Third, Reading and Final Passage—	
An Ordinance to Amend Entitled "An Ordinance to Establish a Labor Relations Board for the City of Newark," Adopted April 7, 1937	54, 55
An Ordinance to Rescind Ordinances Providing for the Issuance of Bonds and Notes Heretofore Adopted by the Board of Commissioners	55, 56
 ORDINANCES—Ordaining Clause Stricken Out—	
An Ordinance to Rescind Ordinances Providing for the Issuance of Bonds or Notes Adopted by the Board of Commissioners	16
 PERMISSION GRANTED—	
To Establish a Cemetery on Premises Known as 610 South Orange Avenue	64
 PROJECTS—	
Project Application for General Alteration, City Hospital Buildings, City of Newark, Department of Public Works	7
Project Application to Cut and Distribute Cord Wood to the Needy of the City of Newark, Department of Public Works	24
Project Application 3-7-1067 Construction of Steel Stairs from the Basement to Sub-basement, City Hall, City of Newark, Department of Parks and Public Property	49

	Page
Project Application No. 3-7-5703, Project to Provide Employment for Needy Registered Dentists	68
 PROMOTIONS—	
Fireman, Joseph L. Boland and Fritz Klinhelberger, Promoted to the Rank of Acting Captain, Pending Civil Service Examination	11
Captain Charles F. Cullen, Promoted to the Rank of Battalion Chief, Fire Division, Department of Public Safety	11
Fireman, George A. Schell, Promoted to the Rank of Acting Captain, Fire Division, Department of Public Safety	25
Lieutenants Thomas J. Rowe, Frederick R. Lacey and William F. Gannon Promoted to the Rank of Captain, Police Division, Depart- ment of Public Safety	48
REPORTS OF CITY OFFICERS	31, 32, 33, 34
 RESOLUTIONS AMENDED—	
Re: Newark Housing Authority	51, 52
 RESOLUTIONS RESCINDED—	
Resolution No. 4207 Adopted on February 1, 1939, Citizen's Pub- lishing Co.	64
 RESOLUTIONS—	
Re: The Filing of the Map of Tuxedo Park Addition With the Reg- ister of Essex County	23
Re: Authorizing the Director of the Department of Public Works to Order Additional Construction Work on the Newark City Hospital	24
Re: Assignment by the Builders Material Supply Co., to James H. Miller & Co., Building Materials, Department of Public Safety.....	29, 30
Re: Protest Against Passage Senate Bill No. 117 Known as the Highway Bill	34, 35
Re: Annexation to Newark of Land in the Town of Belleville	37, 38, 39
Re: Death of Pope Pius XI	50, 51
Re: State Tax Commissioner's Valuations of Personal Properties, Di- rector of Revenue and Finance Authorized to Appeal	51
Re: Resignation of Michael A. Stavitsky as Member of the Newark Housing Authority Accepted	66
 SETTLEMENT OF CLAIMS—	
Between Felix Luongo and City of Newark, Pension Due	30, 31

	Page
TAXES CANCELLED—	
Branch Iron Works, 70 Lock Street	49
Gorlin & Simon, Inc., 34 Park Place	49
Reliable Silk & Curtain Shop, 425 Springfield Avenue	50
Philip Murphy, Inc., 36-62 Academy Street	50
Druggist B. & L. Association, Mohawk B. & L. Association, Property Known as No. 87-91 Tuxedo Parkway	67, 68

ZONING—

Addition to Lubratorium and Automobile Laundry, 315-321 Lyons Avenue	13
Automobile Parking Station, 1095-1103 Raymond Boulevard	14
Automobile Dismantling and Used Car Sale Lot, 68-74 Chapel Street	69
Retail Ice Depot, 688 Summer Avenue	70
Automobile Parking Station, 14-16 Maiden Lane	70



MINUTES
BOARD OF COMMISSIONERS

COMMISSION GOVERNMENT

NEWARK • A CITY OF INDUSTRY AND PROGRESS

MARCH, 1939

Mar.





JOSEPH M. BYRNE JR.
DIRECTOR OF PARKS
AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
DIRECTOR
OF PUBLIC WORKS



MEYER C. ELLENSTEIN
MAYOR
DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



MICHAEL D. DUFFY
DIRECTOR
OF PUBLIC SAFETY

MINUTES OF MEETINGS
OF THE
Board of Commissioners
of Newark, N. J.

March, 1939

Commissioners

MEYER C. ELLENSTEIN, Mayor
VINCENT J. MURPHY
JOSEPH M. BYRNE, JR.
MICHAEL P. DUFFY
PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS	SURVEYS
WATER SUPPLY	TRANSPORTATION
SEWERS	LIGHTING
STREET CLEANING AND	INSPECTION OF GAS METERS
REFUSE COLLECTION	CITY RAILWAY
MOTORS	INDUSTRIAL COMMISSION
CITY CLERK	DOCKS
NEWARK METROPOLITAN AIRPORT	
NEWARK LABOR RELATIONS BOARD	
PORT NEWARK DEVELOPMENT	

Department of Public Safety

HON. MICHAEL P. DUFFY

POLICE	POLICE COURTS
FIRE	ELECTRICAL BUREAU
DIVISION OF BUILDINGS	HOUSING AUTHORITY
ALL LICENSES (Except Jitneys)	
DEPARTMENT OF CENTRAL PURCHASE	
MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL	
INSURANCE FUND COMMISSION	

NEWARK CITY GOVERNMENT

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

SHADE TREE
SMOKE ABATEMENT
WEIGHTS and MEASURES
PUBLIC CITY PARKS

ALL PUBLIC BUILDINGS
PRINTING and STATIONERY
FREE PUBLIC LIBRARY
NEWARK MUSEUM

NEWARK MUNICIPAL FARMERS' MARKETS
NEWARK ART COMMISSION

Department of Public Works

HON. PEARCE R. FRANKLIN

MUNICIPAL ASSISTANCE BOARD
BUREAU OF HEALTH
CITY HOSPITAL
BUREAU OF BATHS
ALMSHOUSE
CITY HOME FOR BOYS
BOARD OF ADJUSTMENT

OUTDOOR POOR
EMPLOYMENT BUREAU
- BAND CONCERTS
CAMP NEWARK
CELEBRATION OF
HOLIDAYS
LAW DEPARTMENT

CONVALESCENT HOSPITAL
IVY HILL POWER PLANT
RENTAL OF BEDS IN INSTITUTIONS

Department of Revenue and Finance

HON. VINCENT J. MURPHY

COMPTROLLER
CITY TREASURER
PENSION FUNDS

AUDITOR OF ACCOUNTS
TAX RECEIVER
DISTRICT COURTS

MARTIN ACT DEPARTMENT
BOARD OF ASSESSMENTS AND REVISION OF TAXES
BOARD OF ASSESSMENT FOR LOCAL IMPROVEMENTS
SINKING FUND COMMISSION

Bureau of City Clerk

HARRY S. REICHENSTEIN

The City Clerk's Department is practically the City's Information Bureau. It is open from 8:30 A. M. to 4:30 P. M.; Saturdays 8:30 to 12 noon. This office will not be open on Sundays and holidays. Requests for general information are referred to this office.

The following departments are under the jurisdiction of the City Clerk:

Bureau of Vital Statistics	Second Floor
Marriage License Bureau.....	Second Floor
General Licenses	Second Floor
Documents, Records and Archives.....	Fourth Floor
Department of Elections.....	Sub-basement City Hall

Law Department

JAMES F. X. O'BRIEN, Corporation Counsel
RAYMOND SCHROEDER, First Assistant Corporation Counsel
THOMAS M. KANE, Assistant Corporation Counsel
SIMON ENGLANDER, Assistant Corporation Counsel
SAMUEL BERNHAUT, Assistant Corporation Counsel
HERMAN BLANK, Assistant Corporation Counsel
WILLIAM S. CANTALUPO, Assistant Corporation Counsel
JOSEPH B. SUGRUE, Assistant Corporation Counsel
VINCENT J. CASALE, Legal Assistant
JOSEPH A. WARD, Legal Assistant

Municipal Board of Alcoholic Beverage Control of the City of Newark, N. J.

SECOND FLOOR

Joseph W. O'Loughlin.....	Chairman
Harry L. Wagman.....	Commissioner
Gustave E. Wiedenmayer.....	Commissioner
Harry S. Reichenstein.....	Secretary

DIRECTORY OF DEPARTMENTS

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

Streets	317 City Hall
Water	City Hall, Annex
Sewers	City Hall, Third Floor
Street Cleaning and Refuse Collection.....	City Hall, Basement
Lighting	City Hall, Basement
Inspector of Gas Meters	City Hall, Basement
Jitneys	City Hall, Basement
City Railway	City Hall, Third Floor
Industrial Commission.....	City Hall, Third Floor
Labor Relations Board	City Hall, Third Floor
Docks	City Hall, Third Floor
Port Newark Development	City Hall, Third Floor
City Clerk	City Hall, Second Floor

Newark Metropolitan Airport

Department of Public Works

HON. PEARCE R. FRANKLIN

Bureau of Health	Plane and William Streets
City Hospital	Fairmont Avenue
Bureau of Baths	City Hall, Fourth Floor
Camp Newark	City Hall, Second Floor
City Home for Boys	Verona, N. J.
Almshouse	Ivy Hill, Newark, N. J.
Outdoor Poor.....	254 West Bigelow Street
Employment Bureau.....	46 Franklin Street
Band Concerts	City Hall, Second Floor
Celebration of Holidays	City Hall, Second Floor
Convalescent Hospital	Ivy Hill, Newark, N. J.
Rental of Beds in Institutions	City Hall, Second Floor
Law Department	City Hall, Second Floor
Board of Adjustment	City Hall, Third Floor
Municipal Assistance Board	City Hall, Second Floor

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

Newark Municipal Farmers' Market.....	Avenue A, Miller and Wright Streets
City Parks.....	City Hall, Second Floor and Basement
Shade Tree	City Hall, Basement and Second Floor
Smoke Abatement	City Hall, Second Floor
Weights and Measures	City Hall, Basement and Second Floor
Public Buildings	City Hall, Second Floor and Basement
Printing and Stationery.....	City Hall, Fourth Floor and Second Floor
Free Public Library	5 Washington Street
Newark Museum	49 Washington Street
Newark Art Commission	49 Washington Street

Department of Revenue and Finance

HON. VINCENT J. MURPHY

Comptroller	City Hall, First Floor
City Treasurer	City Hall, First Floor
Auditor of Accounts	City Hall, First Floor
Tax Receiver	City Hall, First Floor
Sinking Fund	City Hall, Second Floor
Martin Act Department	City Hall, Fourth Floor
Pension Funds	City Hall, First Floor
District Courts	City Hall, Annex

Department of Public Safety

HON. MICHAEL P. DUFFY

Police Division.....	Headquarters, Franklin Street
First Precinct.....	Washington and Court Streets
Second Precinct.....	Summer and Seventh Avenues
Third Precinct	Corner Market and Read Streets
Fourth Precinct	17th Avenue and Livingston Street
Radio Division	Headquarters
Motor Patrol and Emergency Division.....	77 Academy Street
Police and Fire Training School.....	18th Avenue and Norwood Street
Radio Maintenance & Traffic Signal Div.....	Congress and Lafayette Streets
First Criminal Court.....	Washington and Court Streets
Family Court	Police Headquarters
Second Criminal Court.....	Summer and Seventh Avenues
Traffic Court	City Hall Annex
Second Criminal Court, Part 2	Market and Read Streets
Third Criminal Court	17th Avenue and Livingston Street
Fire Division.....	Headquarters, City Hall, Third Floor
Engine Co. No. 1.....	188-192 Mulberry Street
Engine Co. No. 2.....	39-41 Centre Street
Engine Co. No. 3.....	39 Court Street
Engine Co. No. 4.....	241-243 High Street
Engine Co. No. 5.....	61-65 Congress Street

Engine Co. No. 6.....	344-346 Springfield Avenue
Engine Co. No. 7.....	227 West Market Street
Engine Co. No. 8.....	296 Ferry Street
Engine Co. No. 9.....	197-199 Summer Avenue
Engine Co. No. 10.....	33-35 Astor Street
Engine Co. No. 11.....	521-523 Central Avenue
Engine Co. No. 12.....	213-215 Belmont Avenue
Engine Co. No. 13.....	743-745 Summer Avenue
Engine Co. No. 14.....	69-71 Vesey Street
Engine Co. No. 15.....	269-271 Park Avenue
Engine Co. No. 16.....	469-473 Ferry Street
Engine Co. No. 17.....	84-86 Clinton Place
Engine Co. No. 18.....	395-399 Avon Avenue
Engine Co. No. 19.....	526-528 Frelinghuysen Avenue
Engine Co. No. 20.....	15-17 Prince Street
Engine Co. No. 21.....	420-438 Sanford Avenue
Engine Co. No. 22.....	199-201 New Street
Engine Co. No. 23.....	44-46 Mt. Prospect Avenue
Engine Co. No. 24.....	15-17 Prince Street
Engine Co. No. 26.....	420-438 Sanford Avenue
Engine Co. No. 27.....	87-90 Elm Road
Engine Co. No. 28.....	691-701 North 6th Street
Engine Co. No. 29.....	1028-1030 Bergen Street
Engine Co. No. 32.....	South Dock and Terminal Street
Engine Co. No. 33 (Fireboat)	Foot of Centre Street
Flood Light Car.....	33-35 Astor Street
Rescue Squad No. 1	199-201 New Street
Truck Co. No. 1.....	188-192 Mulberry Street
Truck Co. No. 2.....	241-243 High Street
Truck Co. No. 3.....	227 West Market Street
Truck Co. No. 4.....	65 Congress Street
Truck Co. No. 5.....	213-215 Belmont Avenue
Truck Co. No. 6.....	441-443 Broadway
Truck Co. No. 7.....	269-271 Park Avenue
Truck Co. No. 8.....	469-473 Ferry Street
Truck Co. No. 9.....	395-399 Avon Avenue
Truck Co. No. 10.....	1028-1030 Bergen Street
Truck Co. No. 11.....	521-523 Central Avenue
Truck Co. No. 12.....	420-438 Sanford Avenue
Water Tower.....	39-41 Centre Street
Repair Shop	52-60 Prospect Street
Telegraph Department Shop.....	82 Bruce Street
Reserve and Supply Company No. 1.....	56-58 Prospect Street
Telegraph Department.....	City Hall, Fourth Floor
Building Department	City Hall, Fourth Floor
Electrical Bureau	City Hall, Fourth Floor
License Division (Except Jitneys)	City Hall, Second Floor
Department of Central Purchase.....	City Hall, Basement
Municipal Board of Alcoholic Beverage Control	City Hall, Second Floor
Housing Authority	City Hall, Fourth Floor
Insurance Fund Commission.....	City Hall, Third Floor

Index

Commissioners Minutes, March, 1939

	Page
ADVERTISING AUTHORIZED—	
Department of Central Purchase, Furnishing, Delivering Storage Batteries, for the Department of Public Safety and Material for City Asphalt Plant, Department of Public Affairs	22, 23
Department of Central Purchase, Basin Heads, for the Department of Public Affairs	23
Department of Central Purchase, Furnishing and Delivering Millwork for the Department of Public Safety	44
Department of Central Purchase, Furnishing and Delivering Cast Iron Pipe and Dodge Truck for the Department of Public Affairs	72
Department of Central Purchase, Furnishing and Delivering Oil Burners for Police and Fire Divisions and Miscellaneous Plumbing, Hardware and Electrical Supplies for City Hospital for the Dept. of Public Works	72
Director of Department of Public Affairs, to Advertise for Sealed Bids for the Sale by the Division of Water for Hardwood Timber in the Pequannock Water Shed	97
Department of Central Purchase, Furnishing and Delivering Valves, Hydrants, Department of Public Affairs	97
Department of Central Purchase, Furnishing and Delivering, Paper Towels, Forage and Coal for all Departments	125
Department of Central Purchase, Furnishing and Delivering Iron Pipes and Fittings for W. P. A.	125

AGREEMENTS—

William H. Chapman, Tenant on Property Owned by the City of Newark, rear 227-229 Mulberry Street	20
Director of the Department of Parks and Public Property Authorized to Enter into an Agreement with the N. J. Flower Show Committee for Rental of Part of Center Market from March 25th to April 1, 1939	24

APPROPRIATIONS—Bills, Claims and Payrolls—

Department of Public Affairs,	11, 12, 13, 14, 35, 36, 64, 65, 87, 88, 89, 110, 111
Department of Revenue and Finance,	8, 9, 32, 33, 61, 62, 82, 83, 109
Department of Public Safety	9, 33, 62, 83
Department of Public Works	10, 33, 34, 63, 64, 84, 85, 89, 109
Department of Parks and Public Property	11, 34, 64, 85, 86, 110

	Page
Inter-Departmental Department:	
\$25,000.00 to the Standard Oil Co. for the Purchase by the City of all of its Rights, Title and Interest in and to a Certain Lease, Newark Airport	23, 24
(From Funds of the Newark Labor Relations Board) to Allan Weisenfeld	44

APPOINTMENTS—

Constable	14, 40, 112
Clerk Stenographer, Department of Public Affairs	18
Frank G. Maguire Appointed Member of the Housing Authority	25
Arthur C. Gillette Appointed Member of the Housing Authority	25
Merritt Lane, Counselor at Law, Special Counsel to Represent the City of Newark in the Matter of Paying Part of the Cost of Highway Route No. 21	26, 27
Esther Silverberg Appointed Temporary Editor, Traffic Survey Project, 1700-7, Department of Public Safety	74
Temporary, Carpenter, Department of Public Affairs, Newark Airport	98
J. Henry Negus, Engineering Draftsman, Department of Public Affairs	99
Charles F. Ebbins, Project Director	100

BONDS—Anticipation Notes—

For Additional Equipment and Furnishings and Constructing Additions, Newark City Hospital	14, 15
Director of the Department of Revenue and Finance Authorized to Issue and Sell	37, 38, 39, 40

BONDS—Approved as to Sufficiency

Bill Posters	
Auctioneers	
Constables Bonds	66

BUDGET	96, 97, 112 to 123
--------------	--------------------

BONDS—Reconversion Into Coupon Bonds—

\$85,000.00 Bonds of the City of Newark	70, 71
---	--------

CHANGE IN PAYROLLS—

Department of Parks and Public Property, Public Buildings	18, 19
Public Buildings, in the Department of Parks and Public Property	45
Department of Parks and Public Property, Public Buildings	99
Department of Parks and Public Property, Public Buildings	127

COMMUNICATIONS—

From Director Joseph M. Byrne, Jr., re: Appointment to Fill Vacancy on the Newark Housing Authority	25
---	----

	Page
Board of Adjustment, re: Application of Variances from the Terms of the Zoning Ordinances	28, 45, 46
From Law Department, re: Lease Between the City of Newark and the Peejay Corporation	29, 30
Re: Hoyt, Washburn & Clay, Attorneys and Counselor-at-Law, 49 Wall Street, New York. Re: Re-issuance \$10,000.00 Water Bonds Dated December 15, 1925, \$7,000.000 School Bonds, Dated October 1, 1908	66
Re: Colyer, Robinson & Co., Inc. Re: Reconversion, \$85,000.00 Bonds of the City of Newark	68, 69
Re: Resignation of T. Lester Swander as a Member of the Newark Local Assistance Board	76
Re: Board of Adjustment, Re: Variances from the Terms of the Zoning Ordinances	78
Re: Board of Adjustment, Re: Variances from the Terms of the Zoning Ordinances	101

CONTRACTS AWARDED AND EXECUTED—

Helwig Welding Co., Four Coal Chutes, City Hall Power Plant.....	20, 21
Smith Tractor & Equipment Co., Irvington, N. J., Caterpillar Diesel Tractors	21
S. H. Grossman, Inc., Newark, N. J., Dodge Automobiles	22
M. Augenblick & Bro., DeBow & Co., John Gialanella, S. Gumpert Co., L. F. Hersh & Bro., Herman Kussy Co., Wilkinson Gaddis Co., R. C. Williams and Wilson & Rogers, Inc., for Furnishing and Delivering Groceries and Dairy Products for the Department of Public Safety	23
Rogers & McSweeney, 343 High Street, Destroying and Removing the Debris and Large Safe, First Floor, City Hall	43
C. R. Daniels, Inc., Newark, N. J. (Public Affairs), Canvass Covers....	44
Unfried Barkhorn & Co., Newark, N. J. (Public Works) Furnishing and Delivering Towels for the Public Baths, Department of Public Works	72, 73
Suppa Bros., 175 Eighth Avenue, Newark, N. J., For the Decoration of the City Hall Building for the St. Patrick's Day Parade.	73
Western Exterminating Co., Inc., Exterminating Work in City Hall Buildings	73
Tuscan Dairy Farms, Inc., Union, N. J., Milk and Cream, for Department of Public Works	98
General Lead Batteries Co., Newark, N. J., Storage Batteries for Department of Public Works	98
The Portable Light Co., Inc., Newark, N. J., Portolite Batteries, for the Department of Public Safety	98
W. H. Barkhorn Co., Newark, N. J., Mill Work for W. P. A., Department of Public Safety	125, 126
American Oil & Supply Co., Armour & Co., Fisher-Cohen Co., Herman Kussy, Sani-fect Co., Superior Duck Clothing Co., I. Simons & Sons, C. G. Williams, Martin Warshawsky, Unfried Barkhorn Co., Furnishing and Delivering Dry Goods and Household Supplies, Department of Public Works	126
M. Lakind, Newark, N. J., Material Supply	126

	Page
Beaver Electric Co., Davis Electric Motor Co., Thomas H. Brooks Contracting Co., Ivy Hill Power Plant, for Department of Public Works	128, 129

LEASE—

Between the City of Newark and Newark Tidewater Teriminal, Inc., and Portside Mfg. Storage Co., Inc.	41, 42
---	--------

MEETINGS—

March 1st, 11 A. M. (Adjourned)	1
March 1st, 4:30 P. M.	1
March 8th, 11 A. M. (Adjourned)	31
March 8th, 4:30 P. M.	31
March 15th, 11 A. M. (Adjourned)	52
March 15th, 4:30 P. M.	52
March 22nd, 11 A. M. (Adjourned)	80
March 22nd, 4:30 P. M.	80
March 29th, 11 A. M. (Adjourned)	104
March 29, 4:30 P. M.	104

ORDINANCES—First Reading—

An Ordinance Changing and Establishing the Width of the Sidewalks of South Street from Broad Street to McCarter Highway	1, 2
An Ordinance Providing for the Issuance of \$200,000 Water Bonds of The City of Newark	2, 3, 4
An Ordinance Providing for the Issuance of \$200,000 Street Improvement Bonds of The City of Newark	4, 5
An Ordinance to Amend an Ordinance Entitled "An Ordinance to Limit the Number of Plenary Retail Consumption Licenses and Plenary Retail Distribution Licenses"	31, 32
Daylight Saving Ordinance	52, 53
An Ordinance to Amend an Ordinance and Re-Enact the Ordinance Entitled "An Ordinance Providing for the Issuance of \$500,000.00 Public Improvement Bonds Adopted on November 9, 1939	53, 54
An Ordinance Permitting a Cemetery to be established at 619 South Orange Avenue, Newark	81
An Ordinance Authorizing the Issuance of \$510,000.00 of Bonds of the City of Newark for the Purpose of Funding Outstanding Indebtedness of Said City	104, 105
Newark World's Fair Committee to Advertise the Many Advantages of the City of Newark	106

ORDINANCES—Second, Third Reading and Final Passage—

An Ordinance Granting Permission to the Seton Leather Co. to Place and Maintain a 3-inch Pipe in Oraton Street	6, 7
An Ordinance to Annex to the City of Newark Certain Land Lying and Being in the Town of Belleville and to Become a Part of the City of Newark	7, 8

	Page
An Ordinance Changing and Establishing Widths of the Sidewalks of South Street from Broad Street to McCarter Highway	55, 56
An Ordinance Providing for the Issuance of \$200,000.00 Water Bonds of the City of Newark	56, 57, 58
An Ordinance Providing for the Issuance of \$200,000.00 Street Improvements Bonds of the City of Newark	59, 60, 61
Daylight Saving Ordinance	107, 108
 ORDINANCES LAID OVER—	
An Ordinance to Amend an Ordinance Entitled "An Ordinance to Limit the Number of Plenary Retail Consumption Licenses and Plenary Retail Distribution Licenses to Sell Alcoholic Beverages in the City of Newark"	80
An Ordinance to Amend and Re-Enact the Ordinance Entitled "An Ordinance Providing for the Issuance of \$500,000.00 Public Improvement Bonds"	106
 ORDINANCES—Ordaining Clause Stricken Out—	
An Ordinance to Limit the Number of Plenary Retail Consumption Licenses and Plenary Retail Distribution Licenses to Sell Alcoholic Beverages in the City of Newark	108
 PENSIONS GRANTED—	
Antonia LaFalce, Laborer, Department Street Cleaning, Department of Public Affairs	21, 22
To Eswell Kemp, Inc., to Use Property 619 South Orange Avenue, Newark, for Cemetery Purposes	42, 43
 PERMISSION GRANTED—	
To The Seton Leather Company to Place and Maintain a 3-inch Pipe Line in Oraton Street	6, 7
 POSITIONS CREATED—	
Budgetary Control Machine Operator-Stenographer, Department of Revenue and Finance	18
Kitchen Helper, Newark City Hospital	19
 PROJECTS—	
Project Application to Construct, Erect and Letter 100 Sign Boards For the City of Newark, Department of Public Affairs	45
Project Application to Write and Publish 10,000 Copies of an Industrial History of the City of Newark, for the Department of Public Affairs	75
Project Application to Construct a Steven Crane Memorial Park at 14 Mulberry Place for the Department of Parks and Public Property	75

	Page
Project Application to Compile, Edit and Index Resolutions, Ordinances and Rules and Regulations of Each Department of the City Government	75
Project Application to Prepare a Tax Assessment Procedure for the City of Newark	99, 100
REFUNDS—Liquor Licenses—	
Greater Newark Lodge 963 I. B. P. O. E. W., 28 Beacon Street, Newark, N. J.	43, 44
REMARKS—	
Re. An Ordinance to Amend an Ordinance Entitled "An Ordinance to Limit the Number of Plenary Retail Consumption Licenses and Plenary Retail Distribution Licenses to Sell Alcoholic Beverages in the City of Newark	80, 81
REPORTS OF CITY OFFICERS	47, 48, 49, 50, 51
RESOLUTIONS RESCINDED—	
No. 4205, Adopted February 1, 1939	41
No. 4309, Adopted February 23, 1939	42
No. 4403, Adopted March 8, 1939	74
RESOLUTIONS—	
Re: Taxation of Municipal Bonds	19
Re: Appropriation of \$25,000. for the Purchase by the City from the Standard Oil Co. of all of its Right, Title and Interest in and to a Certain Lease, Hangar and Other Improvements at Newark Airport	23, 24
Re: Annexation Certain Land Heretofore Situated in Belleville, N. J. and Committee Named to Represent Newark in the Above Stated Matter	25
Re: Annexation of Certain Territory in the Town of Belleville by the City of Newark	40, 41
Re: Re-issuance of \$7,000.00 School Bonds, Dated October 1, 1908, also \$10,000.00 Water Bonds, Dated December 15, 1925, owned by Rhode Island Hospital Trust Co., Providence R. I.	67, 68
Re: Approving to the Appropriation by Congress of an Additional \$150,000,000.00 for W. P. A. Activities	76
Re: Resignation of T. Lester Swander Member of the Newark Municipal Assistance Board, and Appointment of William L. Tucker to Fill Vacancy	76, 77
Re: Director of Department of Revenue and Finance Authorized to Negotiate for the Sale of the Tax Sale Certificates Owned by the City of Newark	90
Re: Public Library, Newark, N. J., Beneficiary Under the Last Will and Testament, James E. Howell, Deceased	90, 91, 92

	Page
Re. Newark World's Fair Committee Headquarters at Ninth Precinct	
Police Station	127, 128
Re: Peejay Corp. Farmer's Market, Miller Street	128

TAXES CANCELLED—

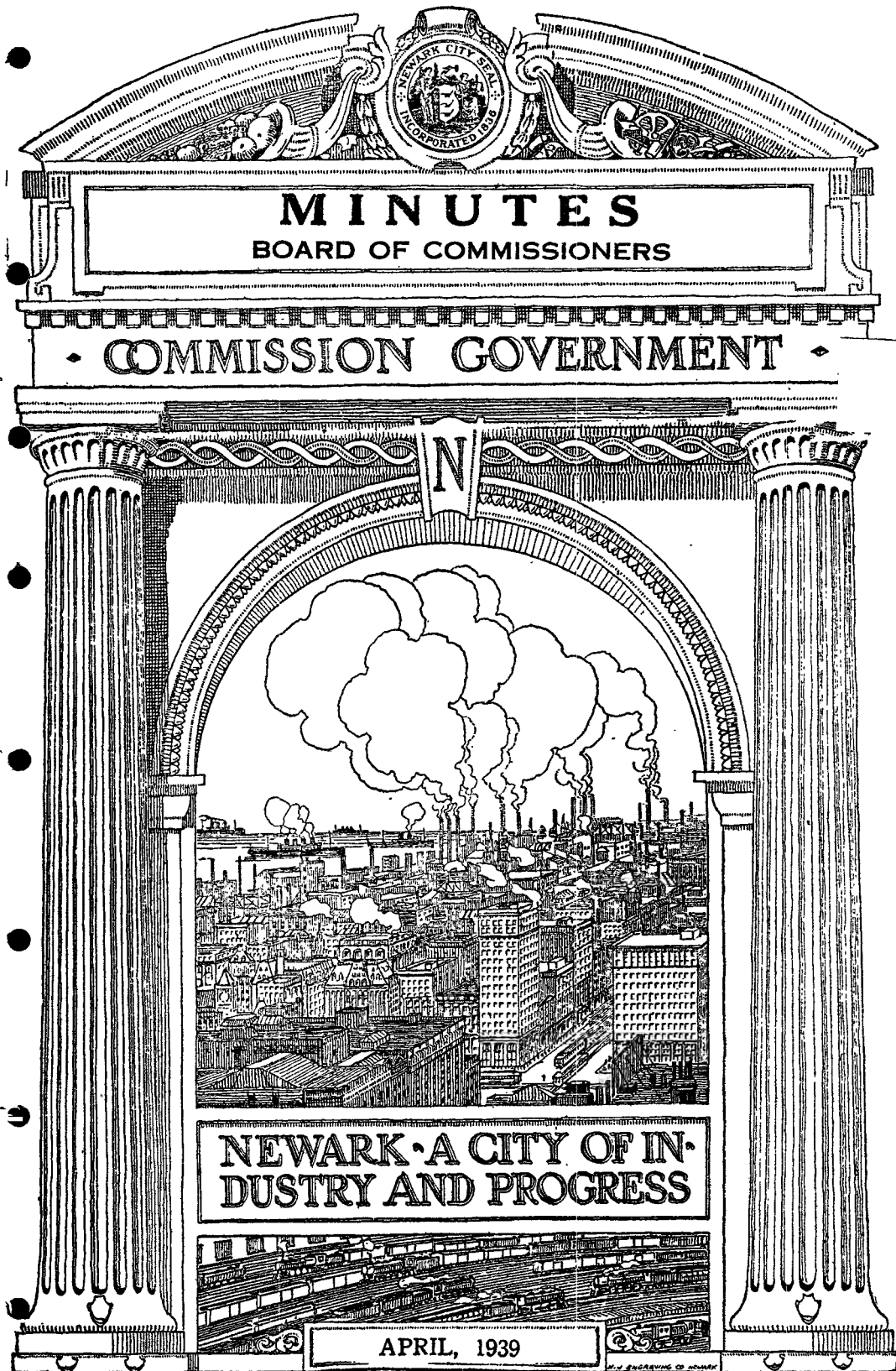
S. & S. Co., 340-358 Haynes Avenue, Newark, N. J.	71, 72
Mary J. Adams, 117 Roseville Avenue	92
Rev. Warren P. Coon, 442 Fourth Avenue	92
Willard M. Atherton, 365-367 Roseville Avenue	93
Joseph H. Frumkin, 654-654½ South 14th Street	93
Charles Loihle, 104 Willoughby Street	93, 94
Philip Hochart, 51 North 6th Street	94
Timothy J. Flynn, 139 Fourth Street	94
Alfred Hueber, 20-22 Edwin Place	93, 94
Oscar P. Werner, 22-24 Tiffany Boulevard	95
Joseph T. Barile, 477 Clifton Avenue	95
I. Merin & Son, Inc., 351 Keer Avenue, Newark, N. J.	124
Columbia Radiator Co., 429 Adams Street	124
August Elbrecht	124

TAXES ADJUSTED—

Dennie F. Shea, 24 Gould Avenue	15
Pasquale Manfreda and Edwin Scala, 228 South 6th Street	16
Charles H. Leber, 428 Roseville Avenue	16
Charles A. MacMurray, 18 Summit Street	17
Anthony Rocco, 171 Parker Avenue	17

ZONING—

Automobile Parking Station, 196-200 Mulberry Street	27
Automobile Parking Station, 558-560 South 10th Street	28
Automobile Parking Station, 219-231 Mulberry Street	29
Automobile Parking Station, 1-11 Center Street	46
Establishment and Operation of Automobile Parking Station, 56-58 Lafayette Street	77
Automobile Sales Station, 687 South 14th Street	77, 78
Automobile Parking Station, 40 Commerce Street	79
Alteration of a Public Garage and Construction of Gasoline Station, 396-304 Washington Street	100
Automobile Parking Station, 15 South 6th Street	102
Gasoline, Motor Oil and Battery Station, 468 Broadway	102
Our Lady of Good Council Church, for the Construction of a Church Beyond the Required Set-back Line, 646-668 Summer Avenue	103
Michael A. Megaro, Jr., Funeral Parlor, 311 Roseville Avenue	130
Gasoline Station, 157-161 Mulberry St.	130
Storage and Sale of Lumber, 72 Belmont Avenue	130
Lunch Wagon, 777-781 Broadway	130
Parking Station, 104 Halsey Street	130
Gasoline Station, 171 Court Street	130
Sale and Storage of Used Automobiles, 473-495 Frelinghuysen Avenue	130



AP





JOSEPH M. BYRNE JR.
DIRECTOR OF MARKS
AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
DIRECTOR
OF PUBLIC WORKS



MEYER C. ELLENSTEIN
MAYOR
DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



MICHAEL D. DUFFY
DIRECTOR
OF PUBLIC SAFETY

MINUTES OF MEETINGS
OF THE
Board of Commissioners
of Newark, N. J.

April, 1939

Commissioners

MEYER C. ELLENSTEIN, Mayor

VINCENT J. MURPHY

JOSEPH M. BYRNE, JR.

MICHAEL P. DUFFY

PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS	SURVEYS
WATER SUPPLY	TRANSPORTATION
SEWERS	LIGHTING
STREET CLEANING AND	INSPECTION OF GAS METERS
REFUSE COLLECTION	CITY RAILWAY
MOTORS	INDUSTRIAL COMMISSION
CITY CLERK	DOCKS
NEWARK METROPOLITAN AIRPORT	
NEWARK LABOR RELATIONS BOARD	
PORT NEWARK DEVELOPMENT	

Department of Public Safety

HON. MICHAEL P. DUFFY

POLICE	POLICE COURTS
FIRE	ELECTRICAL BUREAU
DIVISION OF BUILDINGS	HOUSING AUTHORITY
ALL LICENSES (Except Jitneys)	
DEPARTMENT OF CENTRAL PURCHASE	
MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL	
INSURANCE FUND COMMISSION	

NEWARK CITY GOVERNMENT

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

SHADE TREE
SMOKE ABATEMENT
WEIGHTS and MEASURES
PUBLIC CITY PARKS

ALL PUBLIC BUILDINGS
PRINTING and STATIONERY
FREE PUBLIC LIBRARY
NEWARK MUSEUM

NEWARK MUNICIPAL FARMERS' MARKETS
NEWARK ART COMMISSION

Department of Public Works

HON. PEARCE R. FRANKLIN

MUNICIPAL ASSISTANCE BOARD
BUREAU OF HEALTH
CITY HOSPITAL
BUREAU OF BATHS
ALMSHOUSE
CITY HOME FOR BOYS
BOARD OF ADJUSTMENT

OUTDOOR POOR
EMPLOYMENT BUREAU
- BAND CONCERTS
CAMP NEWARK
CELEBRATION OF
HOLIDAYS
LAW DEPARTMENT

CONVALESCENT HOSPITAL
IVY HILL POWER PLANT
RENTAL OF BEDS IN INSTITUTIONS

Department of Revenue and Finance

HON. VINCENT J. MURPHY

COMPTROLLER
CITY TREASURER
PENSION FUNDS

AUDITOR OF ACCOUNTS
TAX RECEIVER
DISTRICT COURTS

MARTIN ACT DEPARTMENT
BOARD OF ASSESSMENTS AND REVISION OF TAXES
BOARD OF ASSESSMENT FOR LOCAL IMPROVEMENTS
SINKING FUND COMMISSION

ureau of City Clerk

HARRY S. REICHENSTEIN

The City Clerk's Department is practically the City's Information Bureau. It is open from 8:30 A. M. to 4:30 P. M.; Saturdays 8:30 to 12 noon. This office will not be open on Sundays and holidays. Requests for general information are referred to this office.

The following departments are under the jurisdiction of the City Clerk:

Bureau of Vital Statistics	Second Floor
Marriage License Bureau.....	Second Floor
General Licenses	Second Floor
Documents, Records and Archives.....	Fourth Floor
Department of Elections.....	Sub-basement City Hall

Law Department

JAMES F. X. O'BRIEN, Corporation Counsel

RAYMOND SCHROEDER, First Assistant Corporation Counsel

THOMAS M. KANE, Assistant Corporation Counsel

SIMON ENGLANDER, Assistant Corporation Counsel

SAMUEL BERNHAUT, Assistant Corporation Counsel

HERMAN BLANK, Assistant Corporation Counsel

WILLIAM S. CANTALUPO, Assistant Corporation Counsel

JOSEPH B. SUGRUE, Assistant Corporation Counsel

VINCENT J. CASALE, Legal Assistant

JOSEPH A. WARD, Legal Assistant

Municipal Board of Alcoholic Beverage Control of the City of Newark, N. J.

SECOND FLOOR

Joseph W. O'Loughlin.....	Chairman
Harry L. Wagman.....	Commissioner
Gustave E. Wiedenmayer.....	Commissioner
Harry S. Reichenstein.....	Secretary

DIRECTORY OF DEPARTMENTS

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

Streets	317 City Hall
Water	City Hall, Annex
Sewers	City Hall, Third Floor
Street Cleaning and Refuse Collection.....	City Hall, Basement
Lighting	City Hall, Basement
Inspector of Gas Meters	City Hall, Basement
Jitneys	City Hall, Basement
City Railway	City Hall, Third Floor
Industrial Commission.....	City Hall, Third Floor
Labor Relations Board	City Hall, Third Floor
Docks	City Hall, Third Floor
Port Newark Development	City Hall, Third Floor
City Clerk	City Hall, Second Floor

Newark Metropolitan Airport

Department of Public Works

HON. PEARCE R. FRANKLIN

Bureau of Health	Plane and William Streets
City Hospital	Fairmont Avenue
Bureau of Parks	City Hall, Fourth Floor
Camp Newark	City Hall, Second Floor
City Home for Boys	Verona, N. J.
Almshouse.....	Ivy Hill, Newark, N. J.
Outdoor Poor.....	254 West Bigelow Street
Employment Bureau.....	46 Franklin Street
Band Concerts	City Hall, Second Floor
Celebration of Holidays	City Hall, Second Floor
Convalescent Hospital	Ivy Hill, Newark, N. J.
Rental of Beds in Institutions	City Hall, Second Floor
Law Department	City Hall, Second Floor
Board of Adjustment	City Hall, Third Floor
Municipal Assistance Board	City Hall, Second Floor

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

Newark Municipal Farmers' Market.....	Avenue A, Miller and Wright Streets
City Parks.....	City Hall, Second Floor and Basement
Shade Tree	City Hall, Basement and Second Floor
Smoke Abatement	City Hall, Second Floor
Weights and Measures	City Hall, Basement and Second Floor
Public Buildings	City Hall, Second Floor and Basement
Printing and Stationery.....	City Hall, Fourth Floor and Second Floor
Free Public Library	5 Washington Street
Newark Museum	49 Washington Street
Newark Art Commission	49 Washington Street

Department of Revenue and Finance

HON. VINCENT J. MURPHY

Comptroller	City Hall, First Floor
City Treasurer	City Hall, First Floor
Auditor of Accounts	City Hall, First Floor
Tax Receiver	City Hall, First Floor
Sinking Fund	City Hall, Second Floor
Martin Act Department	City Hall, Fourth Floor
Pension Funds	City Hall, First Floor
District Courts	City Hall, Annex

Department of Public Safety

HON. MICHAEL P. DUFFY

Police Division.....	Headquarters, Franklin Street
First Precinct.....	Washington and Court Streets
Second Precinct.....	Summer and Seventh Avenues
Third Precinct	Corner Market and Read Streets
Fourth Precinct	17th Avenue and Livingston Street
Radio Division	Headquarters
Motor Patrol and Emergency Division.....	77 Academy Street
Police and Fire Training School.....	18th Avenue and Norwood Street
Radio Maintenance & Traffic Signal Div.....	Congress and Lafayette Streets
First Criminal Court.....	Washington and Court Streets
Family Court	Police Headquarters
Second Criminal Court.....	Summer and Seventh Avenues
Traffic Court	City Hall Annex
Second Criminal Court, Part 2	Market and Read Streets
Third Criminal Court	17th Avenue and Livingston Street
Fire Division.....	Headquarters, City Hall, Third Floor
Engine Co. No. 1.....	188-192 Mulberry Street
Engine Co. No. 2.....	39-41 Centre Street
Engine Co. No. 3.....	39 Court Street
Engine Co. No. 4.....	241-243 High Street
Engine Co. No. 5.....	61-65 Congress Street

Engine Co. No. 6.....	344-346 Springfield Avenue
Engine Co. No. 7.....	227 West Market Street
Engine Co. No. 8.....	296 Ferry Street
Engine Co. No. 9.....	197-199 Summer Avenue
Engine Co. No. 10.....	33-35 Astor Street
Engine Co. No. 11.....	521-523 Central Avenue
Engine Co. No. 12.....	213-215 Belmont Avenue
Engine Co. No. 13.....	743-745 Summer Avenue
Engine Co. No. 14.....	69-71 Vesey Street
Engine Co. No. 15.....	269-271 Park Avenue
Engine Co. No. 16.....	469-473 Ferry Street
Engine Co. No. 17.....	84-86 Clinton Place
Engine Co. No. 18.....	395-399 Avon Avenue
Engine Co. No. 19.....	526-523 Frelinghuysen Avenue
Engine Co. No. 20.....	15-17 Prince Street
Engine Co. No. 21.....	420-438 Sanford Avenue
Engine Co. No. 22.....	199-201 New Street
Engine Co. No. 23.....	44-46 Mt. Prospect Avenue
Engine Co. No. 24.....	15-17 Prince Street
Engine Co. No. 26.....	420-438 Sanford Avenue
Engine Co. No. 27.....	87-90 Elm Road
Engine Co. No. 28.....	691-701 North 6th Street
Engine Co. No. 29.....	1028-1030 Bergen Street
Engine Co. No. 32.....	South Dock and Terminal Street
Engine Co. No. 33 (Fireboat)	Foot of Centre Street
Flood Light Car.....	33-35 Astor Street
Rescue Squad No. 1	199-201 New Street
Truck Co. No. 1.....	188-192 Mulberry Street
Truck Co. No. 2.....	241-243 High Street
Truck Co. No. 3.....	227 West Market Street
Truck Co. No. 4.....	65 Congress Street
Truck Co. No. 5.....	213-215 Belmont Avenue
Truck Co. No. 6.....	441-443 Broadway
Truck Co. No. 7.....	269-271 Park Avenue
Truck Co. No. 8.....	469-473 Ferry Street
Truck Co. No. 9.....	395-399 Avon Avenue
Truck Co. No. 10.....	1028-1030 Bergen Street
Truck Co. No. 11.....	521-523 Central Avenue
Truck Co. No. 12.....	420-438 Sanford Avenue
Water Tower.....	39-41 Centre Street
Repair Shop	52-60 Prospect Street
Telegraph Department Shop.....	82 Bruce Street
Reserve and Supply Company No. 1.....	56-58 Prospect Street
Telegraph Department.....	City Hall, Fourth Floor
Building Department	City Hall, Fourth Floor
Electrical Bureau	City Hall, Fourth Floor
License Division (Except Jitneys)	City Hall, Second Floor
Department of Central Purchase.....	City Hall, Basement
Municipal Board of Alcoholic Beverage Control	City Hall, Second Floor
Housing Authority	City Hall, Fourth Floor
Insurance Fund Commission.....	City Hall, Third Floor

Index

Commissioners Minutes, April, 1939

	Page
ADVERTISING AUTHORIZED—	
Department of Central Purchase, Furnishing and Delivering Broken Stone, Lantern Oil, Fine Tar Cement, Cold Patch, Etc.	44
Department of Central Purchase, Furnishing and Delivering Buick and LaSalle Automobiles, Pig Lead for the Department of Public Affairs	55
Director of Public Affairs Authorized to Advertise for Sealed Proposals for the repair of damage caused by fire in the new hangar, Newark Airport	55
Department of Central Purchase, Furnishing and Delivering X-Ray Supplies, Cinders, Bricks, Stone, and Portland Cement	78
Furnishing and Delivering Glass and Steel Cubicles, Newark City Hospital, Department of Public Works	98
AGREEMENTS—	
Between the City of Newark and the National State Bank of N. J. continued	94
APPROPRIATIONS—Bills, Claims and Payrolls—	
Department of Public Affairs	34 to 37, 54, 73 to 76, 90 to 92
Department of Revenue and Finance	31, 32, 52, 69, 70, 84, 88
Department of Public Safety	32, 52, 53, 70, 71
Department of Public Works	33, 34, 53, 71, 72, 89
Department of Parks and Public Property	34, 53, 54, 72, 73, 89, 90
Borgas & Borgas, Kearny, N. J., \$2,500 Commission on Leases Between the City of Newark and the Seaboard Storage Corp.	100

	Page
APPOINTMENTS—	
Clerk-Stenographer, Department of Public Affairs, Bureau of Street Cleaning	46
Harold A. Lett, Member of the Newark Housing Authority Re-appointed for Five Years	46
BIDS REJECTED—	
Department of Central Purchase, Mill Work for 1st Precinct W.P.A. Project No. 4633-7	44
BONDS—Anticipation Notes	39, 40, 93
BONDS—Approved as to Sufficiency—	
Bill Posters	
Auctioneers	55, 92
Keeper Junk Shop	92
BUDGET	1 to 25, 85
BONDS—Reconversion into Coupon Bonds—	
\$3,000.00 Dock Bonds of The City of Newark, Dated December 15, 1914	38, 39
CHANGE IN PAYROLLS—	
Public Buildings	45, 97
CHANGE OF TITLE—	
Clerk-Timekeeper, Bureau of Public Buildings, Department of Parks Public Property	79
COMMUNICATIONS—	
Hemphill-Noyes & Co., 15 Broad Street, New York. Re: Re-conversion \$3,000.00 Dock Bonds of the City of Newark, Dated December 15, 1914	37, 38
Board of Adjustment: Re: Variances from the Terms of the Zoning Ordinances	48
Board of Adjustment: Re: Variances from the Terms of the Zoning Ordinances	59, 83, 115
Corporation Counsel James F. X. O'Brien, Re: Budget	85, 86

	Page
CONTRACTS AWARDED AND EXECUTED—	
H. Grossman, Inc., Newark, N. J. (Public Affairs) Dodge Trucks	44
D. & L. Oil Sales Co., Newark, N. J. (Public Safety), Herco Oil Burners	45
Materials and Repairs to City Asphalt Plant, N. J. Blower & Mfg. Co., McCabe Boiler Co., Standard Bithulithic Co., Wright Electric Service Co., Plumbing Fixtures and Fittings for the Newark City Hospital, H. August, Jr. & Co., Consolidated Heating & Plumbing Supply Co., Hajoca Corp., Pierce Tredinick Co., Rogers Ebert Co., Wholesale Tile & Porters, Inc., General Electric Supply Corp., N. J. Electric Supply Co., Monarch Electric Supply Co.	55, 56
A. A. A. Ornstein, 376 Clinton Avenue, Newark, Repairs in Lavatory, Office of the Director of Public Affairs	77
H. G. Mooney Company, Newark, N. J., Paper Towels (Parks and Public Property)	78
William H. Barkhorn Co., Newark, N. J., Millwork (Public Safety)	78
Graybar Electric Co., Lead Covered Cable and Wire	78
E. B. Latham & Company, Copper Wire	78
Standard Oil Co., of Newark, N. J. (Public Affairs) Refined Asphalt Cement	98
Dosch-King Co., Whippany, N. J. (Public Affairs) Refined Asphalt Cement, Refined Tar Cement, Tar Cold Patch	98
Lake Asphalt & Petroleum Co., Harrisburg, Pa. (Public Affairs) Emul- sified Asphalt	99
Standard Bithulithic Co., New York, N. Y. (Public Affairs) Asphalt Binder Mixture	99
Manhattan & Bronx Cinder Supply Co. (Public Affairs) Asphalt Blocks	99
The Texas Co., New York City, Lantern Oil	99
Thompson Material Corp., Newark, N. J., Brickote	99
F. Bowden & Co., Newark, N. J., Vitrified Pipe	99
Harrison Supply Co., Harrison, N. J. (Public Affairs) Concrete Sand and Broken Stone, Etc.	99
Van Keuren & Son, East Newark, N. J. (Public Affairs) Barrel Units	100
Hudson Smelting & Refining Co., Newark, N. J. (Public Affairs) Pig Lead	100
Flammer Bros., Newark, N. J., (Public Safety, Works and Affairs) Forage	100
P. H. Ryan, Inc., Newark, N. J., Forage (Public Affairs)	100

LEASE—

City of Newark to Execute Lease with the Union National Bank of Newark for the Building Located at Providence and Read Streets, Newark, to House Project Application No. 3-7-5695, Department of Public Affairs	58
City of Newark and The Trust Company of New Jersey for a Tract of Land on Roseville Avenue, for Storing Water Pipe	77
Building at 197 Mulberry Street for the W. P. A. Tax Revaluation Project	97
Between the City of Newark and the Trust Company of N. J. for Land for Storage of Water Pipe	114, 115
Between the City of Newark and the Cocoa-Cola Bottling Co. of N. Y., Land for Storage of Water Pipe	115

MEETINGS—

Special Meeting, April 4, 1939, 4 P. M.	1
Regular Meeting, April 5, 1939, 1 P. M. (Adjourned, lack of quorum) ..	27
Adjourned Meeting to 4:30 P. M., April 5, 1939	27
Regular Meeting, April 12, 11 A. M. (Adjourned) to 4:30 P. M.	50
Adjourned Meeting, 4:30 P. M., April 12, 1939	50
Regular Meeting, April 19th, 11 A. M. (Adjourned)	66
Adjourned Meeting, April 19th, 4:30 P. M.	66
Adjourned Meeting, April 24, 11 A. M.	85
Regular Meeting, April 26, 11 A. M.	88

ORDINANCE—First Reading—

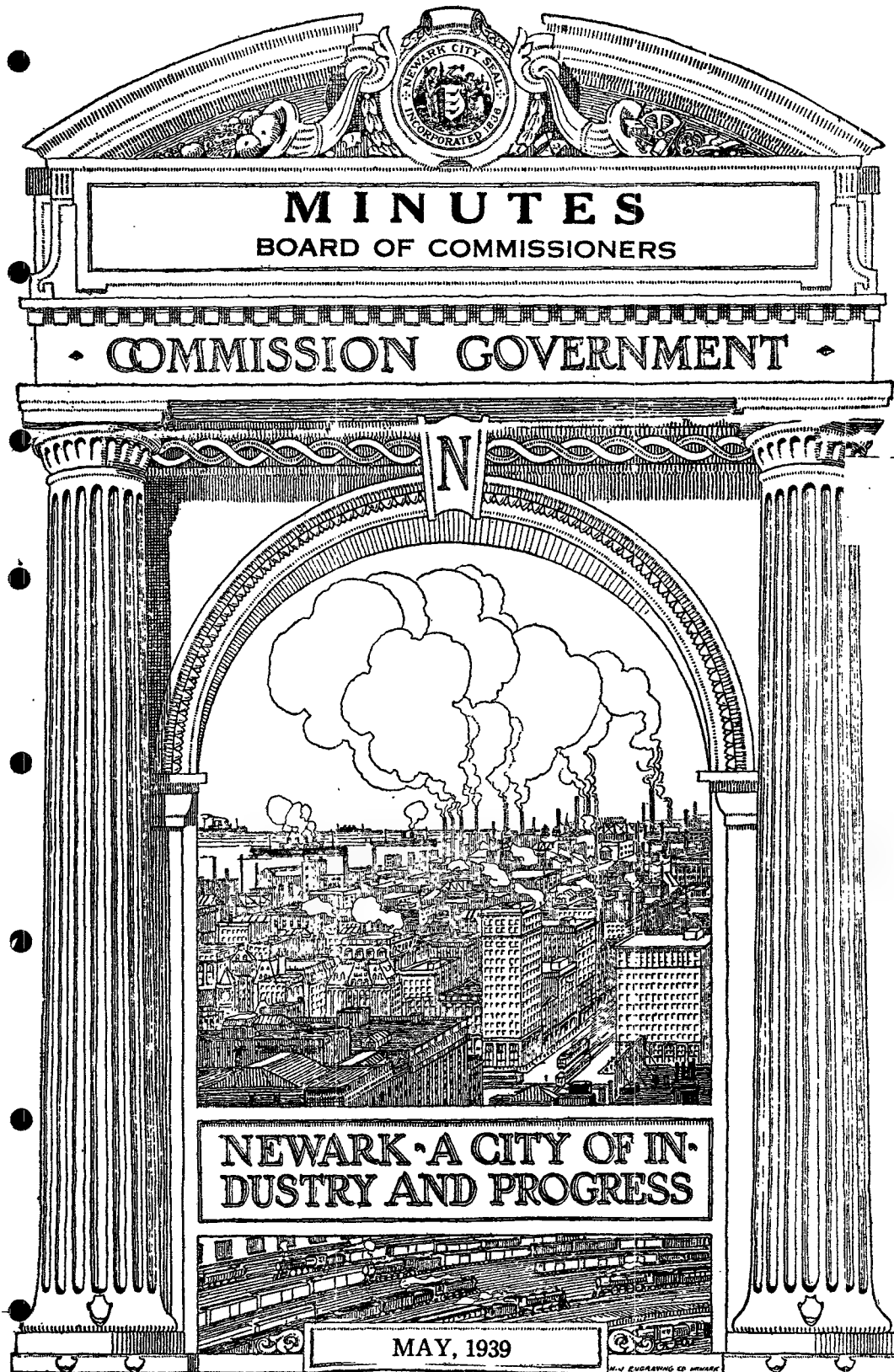
Re: Newark World's Fair Committee to Advertise the Many Advantages of the City of Newark	50, 51, 52
--	------------

ORDINANCES—Second, Third and Final Passage—

An Ordinance Permitting a Cemetery to be Established at 619 South Orange Avenue	27, 28
An Ordinance to Amend and Re-enact the Ordinances Entitled "An Ordinance Providing for the Issuance of \$500,000 Public Improvement Bond	28, 29, 30, 31
An Ordinance Authorizing the issuance of \$510,000 of Bonds of the City of Newark for the Purpose of Funding Outstanding Indebtedness of Said City	67, 68, 69

	Page
ORDINANCES LAID OVER—	
An Ordinance Authorizing the Issuance of \$510,000.00 Bonds of the City of Newark	52
PETITIONS AND REMONSTRANCES—	
Re: Budget Signed by 148 Property Owners	86, 87
PERMISSION GRANTED—	
Permission Granted from the City of Newark to the Borough of Verona for Cleaning, Straightening, Packman River Which Flows Through Land Owned by the City of Newark	41, 42
POLES—Public Service Coordinated Transport—	
Directed to Locate Poles on Both Sides of Washington Place	42
PROMOTIONS—	
Fireman Paul H. Grehl Promoted to the Rank of Acting Captain, Fire Division, Department of Public Safety	58
REMARKS—	
Re: Local Budget, 1939	2, 3, 85
REPORTS OF CITY OFFICERS	60, 61, 62, 63, 64
RESOLUTIONS RESCINDED—	
No. 4537-38-39-41-42-43-44	1
No. 4550	43
RESOLUTIONS—	
Re: Newark Housing Authority Requesting the City of Newark to Vacate Tichenor Street, Between Dawson and Pacific Street	42
Re: Property Owned by the City of Newark Transferred from the Authority of the Department of Parks and Public Property to the Department of Public Safety	43
Re: Informal Bids Received by the Director of Parks and Public Property for Indirect Heat in the Photographer's Room Basement of the City Hall Building Awarded to Benjamin Cohen, 550 Spring-Avenue, Newark, N. J.	56, 57
Re: Agreement Between the City of Newark and the State Highway Commission in the Matter of Settlement for \$750,000 of the Claim of the State Highway Commission Against the City in the Amount \$2,317,375.97	66, 67

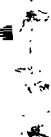
	Page
Re: "Fire Prevention and Cleanup Week"	79
Re: Appropriation \$93.57 to Frank A. Hoagan in Hoagan in Addition to the Sum of \$8,847.22, Taxes and Interests Covering Premises in Pequannock Water Sheds	101, 102, 103, 104
Re:\$510,000 Land Acquisition Funding Bond	104 to 107
Re: Notice of Sale of \$2,605,000.00 Bonds of the City of Newark	107 to 109
Re: Issuance of Bonds and Form	109 to 114
 SETTLEMENT OF CLAIMS—	
Joseph S. Oberwager and Sidney Finkle	46
Between the City of Newark and the State Highway Commission	57
Between the City of Newark and Bergert Kleen, 355 North 12th Street	76
TAXES CANCELLED	94 to 97
101 Mt. Vernon Place	40, 94 to 97
 TAXES ADJUSTED—	
Honorably Discharged Veterans	94
Typewriter and Office Supply Co., 282 Washington Street	96
 TAX SALE CERTIFICATE ASSIGNED—	
John Emer, Henry T. Zbikowski	80
David Wasserman, Philip Mandelbaum	81
Manifest Corp.	82
 ZONING—	
For Storage and Sale of Lumber, Sash, Doors, trim and Millwork, 72 Belmont Avenue	47
Construction and Operation of Gasoline Station, 171 Court Street, (65-69 West Street)	47
Alteration of a Public Garage, Construction of Gasoline Station, 157- 161 Mulberry Street	48
Renewal of a Permit for Automobile Sales and Parking Station, 43-57 Passaic Street	49
Renewal of Permit for Automobile Repair Shop, 339-340 Broad Street	59
Gasoline Station Including Lubritorium and Automobile Laundry, 311 Fifteenth Avenue	60
Addition to Gasoline Station, 1232-1233 Broad Street	83
Automobile Parking Station, 18-20 Edison Place	84
Automobile Parking Station, 222-226 Halsey Street	116



May

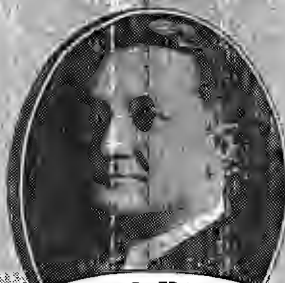


11





JOSEPH M. BYRNE JR.
DIRECTOR OF BARKS
AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
DIRECTOR
OF PUBLIC WORKS



MEYER C. ELLENSTEIN
MAYOR
DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



MICHAEL D. DUFFY
DIRECTOR
OF PUBLIC SAFETY

MINUTES OF MEETINGS
OF THE
Board of Commissioners
of Newark, N. J.

May, 1939

Commissioners

MEYER C. ELLENSTEIN, Mayor

VINCENT J. MURPHY

JOSEPH M. BYRNE, JR.

MICHAEL P. DUFFY

PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS	SURVEYS
WATER SUPPLY	TRANSPORTATION
SEWERS	LIGHTING
STREET CLEANING AND	INSPECTION OF GAS METERS
REFUSE COLLECTION	CITY RAILWAY
MOTORS	INDUSTRIAL COMMISSION
CITY CLERK	DOCKS

NEWARK METROPOLITAN AIRPORT
NEWARK LABOR RELATIONS BOARD
PORT NEWARK DEVELOPMENT

Department of Public Safety

HON. MICHAEL P. DUFFY

POLICE	POLICE COURTS
FIRE	ELECTRICAL BUREAU
DIVISION OF BUILDINGS	HOUSING AUTHORITY

ALL LICENSES (Except Jitneys)
DEPARTMENT OF CENTRAL PURCHASE
MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL
INSURANCE FUND COMMISSION

NEWARK CITY GOVERNMENT

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

SHADE TREE	ALL PUBLIC BUILDINGS
SMOKE ABATEMENT	PRINTING and STATIONERY
WEIGHTS and MEASURES	FREE PUBLIC LIBRARY
PUBLIC CITY PARKS	NEWARK MUSEUM
NEWARK MUNICIPAL FARMERS' MARKETS	
NEWARK ART COMMISSION	

Department of Public Works

HON. PEARCE R. FRANKLIN

MUNICIPAL ASSISTANCE BOARD	OUTDOOR POOR
BUREAU OF HEALTH	EMPLOYMENT BUREAU
CITY HOSPITAL	- BAND CONCERTS
BUREAU OF BATHS	CAMP NEWARK
ALMSHOUSE	CELEBRATION OF
CITY HOME FOR BOYS	HOLIDAYS
BOARD OF ADJUSTMENT	LAW DEPARTMENT
CONVALESCENT HOSPITAL	
IVY HILL POWER PLANT	
RENTAL OF BEDS IN INSTITUTIONS	

Department of Revenue and Finance

HON. VINCENT J. MURPHY

COMPTROLLER	AUDITOR OF ACCOUNTS
CITY TREASURER	TAX RECEIVER
PENSION FUNDS	DISTRICT COURTS
MARTIN ACT DEPARTMENT	
BOARD OF ASSESSMENTS AND REVISION OF TAXES	
BOARD OF ASSESSMENT FOR LOCAL IMPROVEMENTS	
SINKING FUND COMMISSION	

Bureau of City Clerk

HARRY S. REICHENSTEIN

The City Clerk's Department is practically the City's Information Bureau. It is open from 8:30 A. M. to 4:30 P. M.; Saturdays 8:30 to 12 noon. This office will not be open on Sundays and holidays. Requests for general information are referred to this office.

The following departments are under the jurisdiction of the City Clerk:

Bureau of Vital Statistics	Second Floor
Marriage License Bureau.....	Second Floor
General Licenses	Second Floor
Documents, Records and Archives.....	Fourth Floor
Department of Elections.....	Sub-basement City Hall

Law Department

JAMES F. X. O'BRIEN, Corporation Counsel

RAYMOND SCHROEDER, First Assistant Corporation Counsel

THOMAS M. KANE, Assistant Corporation Counsel

SIMON ENGLANDER, Assistant Corporation Counsel

SAMUEL BERNHAUT, Assistant Corporation Counsel

HERMAN BLANK, Assistant Corporation Counsel

WILLIAM S. CANTALUPO, Assistant Corporation Counsel

JOSEPH B. SUGRUE, Assistant Corporation Counsel

VINCENT J. CASALE, Legal Assistant

JOSEPH A. WARD, Legal Assistant

Municipal Board of Alcoholic Beverage Control of the City of Newark, N. J.

SECOND FLOOR

Joseph W. O'Loughlin.....	Chairman
Harry L. Wagman.....	Commissioner
Gustave E. Wiedenmayer.....	Commissioner
Harry S. Reichenstein.....	Secretary

DIRECTORY OF DEPARTMENTS

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

Streets	317 City Hall
Water	City Hall, Annex
Sewers	City Hall, Third Floor
Street Cleaning and Refuse Collection.....	City Hall, Basement
Lighting	City Hall, Basement
Inspector of Gas Meters	City Hall, Basement
Jitneys	City Hall, Basement
City Railway	City Hall, Third Floor
Industrial Commission.....	City Hall, Third Floor
Labor Relations Board	City Hall, Third Floor
Docks	City Hall, Third Floor
Port Newark Development	City Hall, Third Floor
City Clerk	City Hall, Second Floor

Newark Metropolitan Airport

Department of Public Works

HON. PEARCE R. FRANKLIN

Bureau of Health	Plane and William Streets
City Hospital	Fairmont Avenue
Bureau of Baths	City Hall, Fourth Floor
Camp Newark	City Hall, Second Floor
City Home for Boys	Verona, N. J.
Almshouse.....	Ivy Hill, Newark, N. J.
Outdoor Poor.....	254 West Bigelow Street
Employment Bureau.....	46 Franklin Street
Band Concerts	City Hall, Second Floor
Celebration of Holidays	City Hall, Second Floor
Convalescent Hospital	Ivy Hill, Newark, N. J.
Rental of Beds in Institutions	City Hall, Second Floor
Law Department	City Hall, Second Floor
Board of Adjustment	City Hall, Third Floor
Municipal Assistance Board	City Hall, Second Floor

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

Newark Municipal Farmers' Market.....	Avenue A, Miller and Wright Streets
City Parks.....	City Hall, Second Floor and Basement
Shade Tree	City Hall, Basement and Second Floor
Smoke Abatement	City Hall, Second Floor
Weights and Measures	City Hall, Basement and Second Floor
Public Buildings	City Hall, Second Floor and Basement
Printing and Stationery.....	City Hall, Fourth Floor and Second Floor
Free Public Library	5 Washington Street
Newark Museum	49 Washington Street
Newark Art Commission	49 Washington Street

Department of Revenue and Finance

HON. VINCENT J. MURPHY

Comptroller	City Hall, First Floor
City Treasurer	City Hall, First Floor
Auditor of Accounts	City Hall, First Floor
Tax Receiver	City Hall, First Floor
Sinking Fund	City Hall, Second Floor
Martin Act Department	City Hall, Fourth Floor
Pension Funds	City Hall, First Floor
District Courts	City Hall, Annex

Department of Public Safety

HON. MICHAEL P. DUFFY

Police Division.....	Headquarters, Franklin Street
First Precinct.....	Washington and Court Streets
Second Precinct.....	Summer and Seventh Avenues
Third Precinct	Corner Market and Read Streets
Fourth Precinct	17th Avenue and Livingston Street
Radio Division	Headquarters
Motor Patrol and Emergency Division.....	77 Academy Street
Police and Fire Training School.....	18th Avenue and Norwood Street
Radio Maintenance & Traffic Signal Div.....	Congress and Lafayette Streets
First Criminal Court.....	Washington and Court Streets
Family Court	Police Headquarters
Second Criminal Court.....	Summer and Seventh Avenues
Traffic Court	City Hall Annex
Second Criminal Court, Part 2	Market and Read Streets
Third Criminal Court	17th Avenue and Livingston Street
Fire Division.....	Headquarters, City Hall, Third Floor
Engine Co. No. 1.....	188-192 Mulberry Street
Engine Co. No. 2.....	39-41 Centre Street
Engine Co. No. 3.....	39 Court Street
Engine Co. No. 4.....	241-243 High Street
Engine Co. No. 5.....	61-65 Congress Street

Engine Co. No. 6.....	344-346 Springfield Avenue
Engine Co. No. 7.....	227 West Market Street
Engine Co. No. 8.....	296 Ferry Street
Engine Co. No. 9.....	197-199 Summer Avenue
Engine Co. No. 10.....	33-35 Astor Street
Engine Co. No. 11.....	521-523 Central Avenue
Engine Co. No. 12.....	213-215 Belmont Avenue
Engine Co. No. 13.....	743-745 Summer Avenue
Engine Co. No. 14.....	69-71 Vesey Street
Engine Co. No. 15.....	269-271 Park Avenue
Engine Co. No. 16.....	469-473 Ferry Street
Engine Co. No. 17.....	84-86 Clinton Place
Engine Co. No. 18.....	395-399 Avon Avenue
Engine Co. No. 19.....	526-528 Frelinghuysen Avenue
Engine Co. No. 20.....	15-17 Prince Street
Engine Co. No. 21.....	420-438 Sanford Avenue
Engine Co. No. 22.....	199-201 New Street
Engine Co. No. 23.....	44-46 Mt. Prospect Avenue
Engine Co. No. 24.....	15-17 Prince Street
Engine Co. No. 26.....	420-438 Sanford Avenue
Engine Co. No. 27.....	87-90 Elm Road
Engine Co. No. 28.....	691-701 North 6th Street
Engine Co. No. 29.....	1028-1030 Bergen Street
Engine Co. No. 32.....	South Dock and Terminal Street
Engine Co. No. 33 (Fireboat)	Foot of Centre Street
Flood Light Car.....	33-35 Astor Street
Rescue Squad No. 1	199-201 New Street
Truck Co. No. 1.....	188-192 Mulberry Street
Truck Co. No. 2.....	241-243 High Street
Truck Co. No. 3.....	227 West Market Street
Truck Co. No. 4.....	65 Congress Street
Truck Co. No. 5.....	213-215 Belmont Avenue
Truck Co. No. 6.....	441-443 Broadway
Truck Co. No. 7.....	269-271 Park Avenue
Truck Co. No. 8.....	469-473 Ferry Street
Truck Co. No. 9.....	395-399 Avon Avenue
Truck Co. No. 10.....	1028-1030 Bergen Street
Truck Co. No. 11.....	521-523 Central Avenue
Truck Co. No. 12.....	420-438 Sanford Avenue
Water Tower.....	39-41 Centre Street
Repair Shop	52-60 Prospect Street
Telegraph Department Shop.....	82 Bruce Street
Reserve and Supply Company No. 1.....	56-58 Prospect Street
Telegraph Department.....	City Hall, Fourth Floor
Building Department	City Hall, Fourth Floor
Electrical Bureau	City Hall, Fourth Floor
License Division (Except Jitneys)	City Hall, Second Floor
Department of Central Purchase.....	City Hall, Basement
Municipal Board of Alcoholic Beverage Control	City Hall, Second Floor
Housing Authority	City Hall, Fourth Floor
Insurance Fund Commission.....	City Hall, Third Floor

Index

Commissioners Minutes, May, 1939

	Page
ADVERTISING AUTHORIZED—	
Department of Central Purchase, Ready Mixed Concrete	20
Department of Central Purchase, Furnishing Cups and Toilet Paper and Motor Fuel Oil	20
Department of Parks and Public Property, Advertised for Sealed Proposals for the Rental of Electric Water Cooler	22
Central Purchase, Various Materials	63, 64
Department of Public Affairs, Sale of Lumber, Water Shed	64
Department Public Works, New Incinerator, City Hospital	102
Department of Parks and Public Property, Center Market Lease	102
Department of Central Purchase, Relief Orders	103
Department of Public Works, Fire Escape, City Hospital	182
Department of Central Purchase, Groceries, etc.	182
AGREEMENTS—	
City of Newark and Erie R. R. Co., Sewer under R. R.	64
Rental Typewriters, W. P. A. Project	183
Lease of Land, City of Newark and Trust Company of New Jersey	190
APPROPRIATIONS—Bills, Claims and Payrolls—	
Department of Public Affairs.....	5, 6, 29, 30, 31, 32, 60, 61, 62, 95, 177
Department of Revenue and Finance	1, 2, 27, 28, 57, 58, 92, 93, 175
Department of Public Safety	2, 3, 28, 58, 93, 175
Department of Public Works	3, 4, 28, 59, 93, 97, 175, 176

	Page
Department of Parks and Public Property	4, 29, 59, 60, 93, 98, 176
\$25.00 to Lidgerwood Estates, Inc. in Connection with a Deed from John H. Lidgerwood	19
Town of Belleville, N. J., \$230.78 for Land Annexed to Newark	
 APPOINTMENTS—	
Herman J. Dumpert, Board of Adjustment	23
Charles J. Conway, Construction Supt., Temporary	38
Albert E. Windsor, Construction Supt., Temporary	38
Lawrence A. Heelan, Inspector, Temporary	39
Ester Silverberg, Editor W. P. A. Traffic Survey	66
David R. Bernstein, Deputy Court Clerk	67
John A. Connelly, Deputy Court Clerk	67
George Kemp, Radio Operator, Airport	108
Donald Montgomery, Radio Operator, Airport	108
Charles Mader, Construction Supt., Swimming Pool	108
Steven Olmsted, Construction Supt., Swimming Pool	108
William Smith, Construction Supt., Swimming Pool	67
 BONDS—Approved as to Sufficiency—	
Keeper of Junk Shop	7
Auctioneer	7
 BUDGET—	
(Changes)	7 to 16, 117 to 169, 177, 178, 179, 180
 BONDS—Director of Revenue and Finance Authorized to Issue and Sell—	
Sale of \$2,585,000 to Blyth & Co., Inc., Ratified	34, 35
 BONDS—Reconversion Into Coupon Bonds—	
Bonds Approved as to Sufficiency—	
Keeper of Junk Shop	32
Auctioneers	33, 34
 CHANGE IN PAYROLLS—	
Department of Parks and Public Property	38, 106

	Page
COMMUNICATIONS—	
Board of Adjustment	24, 49, 84, 111
Thomas M. Kane, Assistant Corporation Council, Re-Annexation...1,	85
Acres Town of Belleville to City of Newark	68
Robert Carpenter, Clerk Comm. on Roads, Re. No. 6th Street and Franklin Avenue Extension	69
Board of Chosen Freeholders, Re. No. 6th Street Extension	71
Harry L. Wagman. Chairman Excise Board, Re. Allowing Wives of Tavern Keepers to Serve Customer	113

CONTRACTS AWARDED AND EXECUTED—

Department of Central Purchase, Furnishing and Delivering An- thracite Coal, C. I. Coal Co., Newark, N. J., Dexter Carpenter Coal Co., Inc., New York City, Lindeman & Co., Newark, N. J.	21
Samuel W. Smtih, Kearny, N. J., Coal	21
F. Enderlin & Son., Book Binding	22, 65
E. M. Waldron & Co., Repairs, Newark Airport	22
A. P. Smith Manufacturing Co., Hydrants, etc.	23
Warren Foundry and Pipe Co., New York City, Pipe	23
Thomas H. Brooks & Co., Removing Armature, Board of Education Building	35
International Business Machine Corp., Maintenance Time Clock	36
Federal Plate Glass, Inc., Glass in Revolving Door, City Hall	36
Atlantis Steel Products Corp., Cubicles	37
Brick & Tile Corp., Building Bricks	37
Harrison Supply Co., Portland Cement	37, 105, 184
James H. Miller & Co., Face Brick	37, 184
John P. Callaghan, Inc., Cracked Stone	37, 105
McCaffrey Co., Cinders	38
Frank Pallante, Repair Leaking Main Fountain, Military Park	65
Western Union Telegraph Co., Electric Clocks, Police Department Building	65
Standard Oil Co., Gasoline	103, 104
City Hospital Supplies	104
National Tube Co., Pipe	106

	Page
H. G. Mooney Co., Toilet Tissue	184
Viggo Anderson Co.	184
Bailey Allen Co., Whitehead Metal Products	184
Franklin Lumber Co., Reliable Box & Lumber Co., Swimming Pool Lumber, W. P. A. Project	184
Great Bear Spring Co., Electric Water Coolers	185
J. G. McMaguire, Plumbing, Labor and Material	185
 LEASE—	
Franklin Parking Co., 233-243 Mulberry Street, Assigned to Federal Parking Station	18
 MEETINGS—	
May 3rd, 1939	1
May 10th, 1939	27
May 17th, 1939	56
May 24th, 1939	87
May 27th, 1939 (Adjourned Meeting)	117
May 31st, 1939	170
 ORDINANCE—First Reading—	
Providing for Registration, Regulating and Governance of Auctioneers and Auction Sales	87, 91
Providing for the Vacation of Tichenor Street	
Providing Authorizing the Execution of a Contract Between the City of Newark and Public Service Co-Ordinated Transport	170-1-2-3
Providing for the Opening, Laying out North Sixth Street	173, 174, 175
 ORDINANCES—Introduced as a Matter of Information—	
Regulating Auctioneers and Sales	56
 ORDINANCES—Ordaining Clause Stricken Out—	
An Ordinance Relating to Auctioneers and Auction Sale	87
 POLES—Public Service Coordinated Transport—	
Re-locate Pole East Side of Broad Street, South of Orange Street	20

	Page
POSITIONS CREATED—	
Inspector Steel Construction, Public Affairs	39
PROJECTS—	
Traffic Survey, Public Safety	66
Municipal Survey, Public Affairs	185
REMARKS—	
Re. Gasoline Station, 185-87 Pennsylvania Avenue	40 to 48, 83, 84
Re. Auctioneers' Ordinance	56
Re. Annexation 1.85 Acres, Belleville to Newark	68
Re. Gasoline Station, 171-177 Littleton Avenue.....	72 to 83, 187 to 190
Re. Budget Changes	106, 107
Re. Gasoline Tanks, 193 West Market Street	109
Re. Wives to Act as Bartenders	114, 115, 116
Budget	117 to 169
REPORTS OF CITY OFFICERS—	
Report of City Officers	50, 54
RESOLUTIONS RESCINDED—	
No. 4661 Adopted April 19, 1939	63
No. 4713 Adopted April 26, 1939	63
RESOLUTIONS—	
Publication of Budget in Sunday Call Approved	35, 36
Leo Cluesman Deputy Director Public Safety Designated Acting Director in Absence of Director Duffy	39
Window Cleaning, City Hall	64, 65
Appropriations Appearing in 1939 Budget In and Under One of the Major Departments	97
St. Patrick's Day Parade	98
Judgement, Pasquale Ciardi	98
Request to Commissioner of Local Government to Consent to Item "State Aid" \$1,659,094 to \$2,409,094	99
Care and Custody of No. 6th Street Transferred to County of Essex	102

	Page
Renewal of Agreement City of Newark and South Orange Police Broadcasting	105
Fixing the Hours of Service by Wives of Tavern Keepers.....	113, 114
Cancell Water Charges, 226 Orange Street	181
Labor and Supplies Department Parks and Public Property	181, 182
Appointments Deputy Clerks, Police Courts	186
Fireworks Display, St. Lucy's R. C. Church	186, 187
 "TAXES CANCELLED—	
245 Stuyvesant Avenue	18
TAX EXEMPTION	17
 TAX SALE CERTIFICATE ASSIGNED—	
Personal Property Tax Exemption (Veteran)	
Michael J. McGrath, 171 Richelieu Terrace	17
George Gleich, 101 Marne Street	17
George Policastro, 15 Calumet Street	62
Anthony Rocco, 121 Parker Street	63
John F. McGrath, 117 Scofield Street	100
Matthew J. Canning, 294 South Street	101
 ZONING—	
Gasoline and Parking Station, 342-6 Washington Street	25
Conversion of One-family House, 53 Commonwealth Avenue	25
Auto Parking Station, 6-10 Pearl Street	39
Alteration to Gas Station, 185-187 Pennsylvania Avenue	83, 84
Auto Sales Station, 25 Dey Street	48
Motor Oil Sale Station, 456 Lyons Avenue	50
Auto Parking Station, 329-35 Plane Street	50
Auto Parking Station, 80-96 Edison Place	70
Auto Sales Station, 790-92 South Orange Avenue	70
Gasoline Station Auto Laundry, 171-177 Littleton Avenue	72, 110, 187
Wholesale Bologna Kitchen, 122 Belmont Avenue	85
Gasoline Tanks, 193 West Market Street	108
Gasoline Tanks, 187 Pennsylvania Avenue	110
Auto Parking Station, 67-69 River Street	111
Auto Parking Station, 18 Park Street	112
Tire Re-Treading	113



June





JOSEPH M. BYRNE JR.
DIRECTOR OF PARKS
AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
DIRECTOR
OF PUBLIC WORKS



MEYER C. ELLENSTEIN
MAYOR
DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



MICHAEL P. DUFFY
DIRECTOR
OF PUBLIC SAFETY

MINUTES OF MEETINGS

OF THE

Board of Commissioners

of Newark, N. J.

May, 1939

Commissioners

MEYER C. ELLENSTEIN, Mayor

VINCENT J. MURPHY

JOSEPH M. BYRNE, JR.

MICHAEL P. DUFFY

PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS	SURVEYS
WATER SUPPLY	TRANSPORTATION
SEWERS	LIGHTING
STREET CLEANING AND	INSPECTION OF GAS METERS
REFUSE COLLECTION	CITY RAILWAY
MOTORS	INDUSTRIAL COMMISSION
CITY CLERK	DOCKS
NEWARK METROPOLITAN AIRPORT	
NEWARK LABOR RELATIONS BOARD	
PORT NEWARK DEVELOPMENT	

Department of Public Safety

HON. MICHAEL P. DUFFY

POLICE	POLICE COURTS
FIRE	ELECTRICAL BUREAU
DIVISION OF BUILDINGS	HOUSING AUTHORITY
ALL LICENSES (Except Jitneys)	
DEPARTMENT OF CENTRAL PURCHASE	
MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL	
INSURANCE FUND COMMISSION	

NEWARK CITY GOVERNMENT

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

SHADE TREE	ALL PUBLIC BUILDINGS
SMOKE ABATEMENT	PRINTING and STATIONERY
WEIGHTS and MEASURES	FREE PUBLIC LIBRARY
PUBLIC CITY PARKS	NEWARK MUSEUM
NEWARK MUNICIPAL FARMERS' MARKETS	
NEWARK ART COMMISSION	

Department of Public Works

HON. PEARCE R. FRANKLIN

MUNICIPAL ASSISTANCE BOARD	OUTDOOR POOR
BUREAU OF HEALTH	EMPLOYMENT BUREAU
CITY HOSPITAL	- BAND CONCERTS
BUREAU OF BATHS	CAMP NEWARK
ALMSHOUSE	CELEBRATION OF
CITY HOME FOR BOYS	HOLIDAYS
BOARD OF ADJUSTMENT	LAW DEPARTMENT
CONVALESCENT HOSPITAL	
IVY HILL POWER PLANT	
RENTAL OF BEDS IN INSTITUTIONS	

Department of Revenue and Finance

HON. VINCENT J. MURPHY

COMPTROLLER	AUDITOR OF ACCOUNTS
CITY TREASURER	TAX RECEIVER
PENSION FUNDS	DISTRICT COURTS
MARTIN ACT DEPARTMENT	
BOARD OF ASSESSMENTS AND REVISION OF TAXES	
BOARD OF ASSESSMENT FOR LOCAL IMPROVEMENTS	
SINKING FUND COMMISSION	

Bureau of City Clerk

HARRY S. REICHENSTEIN

The City Clerk's Department is practically the City's Information Bureau. It is open from 8:30 A. M. to 4:30 P. M.; Saturdays 8:30 to 12 noon. This office will not be open on Sundays and holidays. Requests for general information are referred to this office.

The following departments are under the jurisdiction of the City Clerk:

Bureau of Vital Statistics	Second Floor
Marriage License Bureau.....	Second Floor
General Licenses	Second Floor
Documents, Records and Archives.....	Fourth Floor
Department of Elections.....	Sub-basement City Hall

Law Department

JAMES F. X. O'BRIEN, Corporation Counsel

RAYMOND SCHROEDER, First Assistant Corporation Counsel

THOMAS M. KANE, Assistant Corporation Counsel

SIMON ENGLANDER, Assistant Corporation Counsel

SAMUEL BERNHAUT, Assistant Corporation Counsel

HERMAN BLANK, Assistant Corporation Counsel

WILLIAM S. CANTALUPO, Assistant Corporation Counsel

JOSEPH B. SUGRUE, Assistant Corporation Counsel

VINCENT J. CASALE, Legal Assistant

JOSEPH A. WARD, Legal Assistant

Municipal Board of Alcoholic Beverage Control of the City of Newark, N. J.

SECOND FLOOR

Joseph W. O'Loughlin	Chairman
Harry L. Wagman	Commissioner
Gustave E. Wiedenmayer	Commissioner
Harry S. Reichenstein	Secretary

DIRECTORY OF DEPARTMENTS

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

Streets	317 City Hall
Water	City Hall, Annex
Sewers	City Hall, Third Floor
Street Cleaning and Refuse Collection.....	City Hall, Basement
Lighting	City Hall, Basement
Inspector of Gas Meters	City Hall, Basement
Jitneys	City Hall, Basement
City Railway	City Hall, Third Floor
Industrial Commission.....	City Hall, Third Floor
Labor Relations Board	City Hall, Third Floor
Docks	City Hall, Third Floor
Port Newark Development	City Hall, Third Floor
City Clerk	City Hall, Second Floor

Newark Metropolitan Airport

Department of Public Works

HON. PEARCE R. FRANKLIN

Bureau of Health	Plane and William Streets
City Hospital	Fairmont Avenue
Bureau of Baths	City Hall, Fourth Floor
Camp Newark	City Hall, Second Floor
City Home for Boys	Verona, N. J.
Almshouse	Ivy Hill, Newark, N. J.
Outdoor Poor.....	254 West Bigelow Street
Employment Bureau.....	46 Franklin Street
Band Concerts	City Hall, Second Floor
Celebration of Holidays	City Hall, Second Floor
Convalescent Hospital	Ivy Hill, Newark, N. J.
Rental of Beds in Institutions	City Hall, Second Floor
Law Department	City Hall, Second Floor
Board of Adjustment	City Hall, Third Floor
Municipal Assistance Board	City Hall, Second Floor

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

Newark Municipal Farmers' Market.....	Avenue A, Miller and Wright Streets
City Parks.....	City Hall, Second Floor and Basement
Shade Tree	City Hall, Basement and Second Floor
Smoke Abatement	City Hall, Second Floor
Weights and Measures	City Hall, Basement and Second Floor
Public Buildings	City Hall, Second Floor and Basement
Printing and Stationery.....	City Hall, Fourth Floor and Second Floor
Free Public Library	5 Washington Street
Newark Museum	49 Washington Street
Newark Art Commission	49 Washington Street

Department of Revenue and Finance

HON. VINCENT J. MURPHY

Comptroller	City Hall, First Floor
City Treasurer	City Hall, First Floor
Auditor of Accounts	City Hall, First Floor
Tax Receiver	City Hall, First Floor
Sinking Fund	City Hall, Second Floor
Martin Act Department	City Hall, Fourth Floor
Pension Funds	City Hall, First Floor
District Courts	City Hall, Annex

Department of Public Safety

HON. MICHAEL P. DUFFY

Police Division.....	Headquarters, Franklin Street
First Precinct.....	Washington and Court Streets
Second Precinct.....	Summer and Seventh Avenues
Third Precinct	Corner Market and Read Streets
Fourth Precinct	17th Avenue and Livingston Street
Radio Division	Headquarters
Motor Patrol and Emergency Division.....	77 Academy Street
Police and Fire Training School.....	18th Avenue and Norwood Street
Radio Maintenance & Traffic Signal Div.....	Congress and Lafayette Streets
First Criminal Court.....	Washington and Court Streets
Family Court	Police Headquarters
Second Criminal Court.....	Summer and Seventh Avenues
Traffic Court	City Hall Annex
Second Criminal Court, Part 2	Market and Read Streets
Third Criminal Court	17th Avenue and Livingston Street
Fire Division.....	Headquarters, City Hall, Third Floor
Engine Co. No. 1.....	188-192 Mulberry Street
Engine Co. No. 2.....	39-41 Centre Street
Engine Co. No. 3.....	39 Court Street
Engine Co. No. 4.....	241-243 High Street
Engine Co. No. 5.....	61-65 Congress Street

Engine Co. No. 6.....	344 346 Springfield Avenue
Engine Co. No. 7.....	227 West Market Street
Engine Co. No. 8.....	296 Ferry Street
Engine Co. No. 9.....	197-199 Summer Avenue
Engine Co. No. 10.....	33-35 Astor Street
Engine Co. No. 11.....	521-523 Central Avenue
Engine Co. No. 12.....	213-215 Belmont Avenue
Engine Co. No. 13.....	743-745 Summer Avenue
Engine Co. No. 14.....	69-71 Vesey Street
Engine Co. No. 15.....	269-271 Park Avenue
Engine Co. No. 16.....	469-473 Ferry Street
Engine Co. No. 17.....	84-86 Clinton Place
Engine Co. No. 18.....	395-399 Avon Avenue
Engine Co. No. 19.....	526-528 Frelinghuysen Avenue
Engine Co. No. 20.....	15-17 Prince Street
Engine Co. No. 21.....	420-438 Sanford Avenue
Engine Co. No. 22.....	199-201 New Street
Engine Co. No. 23.....	44-46 Mt. Prospect Avenue
Engine Co. No. 24.....	15-17 Prince Street
Engine Co. No. 26.....	420-438 Sanford Avenue
Engine Co. No. 27.....	87-90 Elm Road
Engine Co. No. 28.....	691-701 North 6th Street
Engine Co. No. 29.....	1028-1030 Bergen Street
Engine Co. No. 32.....	South Dock and Terminal Street
Engine Co. No. 33 (Fireboat)	Foot of Centre Street
Flood Light Car.....	33-35 Astor Street
Rescue Squad No. 1	199-201 New Street
Truck Co. No. 1.....	188-192 Mulberry Street
Truck Co. No. 2.....	241-243 High Street
Truck Co. No. 3.....	227 West Market Street
Truck Co. No. 4.....	65 Congress Street
Truck Co. No. 5.....	213-215 Belmont Avenue
Truck Co. No. 6.....	441-443 Broadway
Truck Co. No. 7.....	269-271 Park Avenue
Truck Co. No. 8.....	469-473 Ferry Street
Truck Co. No. 9.....	395-399 Avon Avenue
Truck Co. No. 10.....	1028-1030 Bergen Street
Truck Co. No. 11.....	521-523 Central Avenue
Truck Co. No. 12.....	420-438 Sanford Avenue
Water Tower.....	39-41 Centre Street
Repair Shop	52-60 Prospect Street
Telegraph Department Shop.....	82 Bruce Street
Reserve and Supply Company No. 1.....	56-58 Prospect Street
Telegraph Department.....	City Hall, Fourth Floor
Building Department	City Hall, Fourth Floor
Electrical Bureau	City Hall, Fourth Floor
License Division (Except Jitneys)	City Hall, Second Floor
Department of Central Purchase.....	City Hall, Basement
Municipal Board of Alcoholic Beverage Control	City Hall, Second Floor
Housing Authority	City Hall, Fourth Floor
Insurance Fund Commission.....	City Hall, Third Floor

Index

Commissioners Minutes, May, 1939

	Page
ADVERTISING AUTHORIZED—	
Department of Central Purchase	57, 80, 105, 139
Department of Parks and Public Property	57
Director of Revenue and Finance, Sale of Property for Taxes	105
Director of Public Affairs, Underpass Lighting System Under Penn- sylvania Railroad, at Market Street and Raymond Boulevard	105
AGREEMENTS—	
City of Newark and Portside Manufacturing and Storage Co., Inc.....	55
City of Newark and Town of Irvington, Re: Police Broadcasting Station	93, 94
City of Newark and Pennsylvania Railroad Sewers in Avenue "I" and Wheeler Point Road	106
APPROPRIATIONS—Bills, Claims and Payrolls—	
Department of Revenue and Finance....	43, 44, 45, 72, 73, 97, 98, 123, 124
Department of Parks and Public Property	46, 74, 99, 100, 125
Department of Public Safety	45, 73, 101, 124
Department of Public Works	46, 47, 73, 74, 98, 99, 124, 125
Department of Public Affairs	47, 48, 49, 59, 74, 75, 76, 101, 102, 103, 104
Department of Public Affairs	125 to 129
Judgments Payable—To Pasquale Ciardi	100
Appropriation to Max Littman, 33-35-37 Hamilton St. and 250 Little- ton Avenue, for Charges Erroneously Made on Tax Certificates.....	135

APPOINTMENTS—

Radio Signal Operators, Department of Public Affairs	60
Michael Hollander, Member of The Industrial Commission	108
Stationary Engineers, Parks and Public Property	141
Carpenter, Newark Airport, Public Affairs	141
Electrician, Newark Airport, Public Affairs	142

BIDS REJECTED—

All Bids Received by the Department of Central Purchase on February 6, 1939 for Building Brick	139
---	-----

BONDS APPROVED AS TO SUFFICIENCY—

Auctioneer's	110
Keeper of Junk Shop	110, 130

BONDS—

Director of Revenue and Finance Authorized to Issue and Sell.....	
---	--

BONDS—Reconversion Into Coupon Bonds—

Harrison Ripley & Co., 63 Wall Street, New York City	53, 54, 55
--	------------

BUDGET—

Hearing and Remarks	1 to 6
Resolution	9, 77
Budget for the Year 1939	10 to 38
Remarks on Budget	39, 40

CHANGE IN PAYROLLS—

Department of Parks and Property	60, 108, 109, 142, 143
--	------------------------

COMMUNICATIONS—

Newark Taxpayers Association Re: Tax Foreclosures	6, 7
Department of Local Government, Trenton	8, 9
Harriman Ripley & Co., 63 Wall Street., New York City	51, 52
Board of Adjustment	62, 63, 65, 85, 86, 114, 151, 152
W. G. Coward and N. R. Dorsett for W. R. Darby, Commissioner of Local Government, Trenton, N. J.	69

CONTRACTS AWARDED AND EXECUTED—

Slater's, Inc., Newark, N. J., Linoleum	57
Guardian Fence Co., Chain Link Fence	58
C. Wolber Co., Relief Orders	58
The Highway Corp., Asphalt	58
Standard Bitulithic Co., Sheet Asphalt	58
H. Lippman Sons., Meisel Bros., Toplarsky Bros., Inc., Leather and Shoe Findings	58
J. Ash, 1060 Broad Street, Decorating Reviewing Stand	59
M. Lakind, Glass	59
F. Enderlin & Son, Binders	60, 105
S. Ackerman & Sons, Repairing Firescapes, City Hospital	80
Lockjoint Pipe Co., Reinforced Concrete Pipe	81
Armored Concrete Corp., Manhole Heads and Covers	81
B. Katchen Iron Works, Bars, Bolts and Nuts	81
Brick and Tile Corp., Building Bricks	81
John P. Callaghan, Inc., Common Hydrated Lime	82
James H. Miller Co., White Portland Cement	82
Lake Asphalt & Petroleum Co., Asphalt Filler	82
Harrison Supply Co., Concrete Sand	82
John Gialanella, Meats and Poultry	83
DeBow & Co., Meats and Poultry	83
Fred Horns, Inc., Meats and Poultry	83
Ideal Packing Co., Meats and Poultry	82
Lair and Brydon, Meats and Poultry	83
Palumbo and Cicalese, Meats and Poultry	83
Schottenfeld's, Battleship Linoleum	106
The Frederick Contracting Co., Incinerator, City Hospital	107
N. J. Toilet and Towel Supply Co., Towels	107
George A. Hardy & Son, Binding Certified Lists	107
Benj. Cohen, Plumbing and Heating Co., Low Down Flush Tank	108
George A. Hardy, Book Binder	135
McCabe Boiler Works, Boiler Repair	138

F Enderlin & Son., Bookbinding	138
M. L. Kernan, Cold Mixed Asphalt	139
Graybar Electric Co., Cable	140
Westinghouse Electric Supply Co., Wire	140
Belden Stark Brick Corp., Face Brick	140

EMPLOYEES DISMISSED—

Camillo LaVecchia, Bureau of Baths, Department of Public Works	140, 141
--	----------

LEASE—

Newark Tidewater Terminal, Inc. and Portside Storage Co.	55, 56
City of Newark and Casey Jones School of Aeronautics, Inc.	111

LIENS—Apportionment—

Federal B. & L. Association	135
---------------------------------------	-----

MEETINGS—

June 3rd (Adjourned Meeting)	1
June 6th (Adjourned Meeting)	4
June 7th (Regular Meeting)	8
June 14th (Regular Meeting)	69
June 15th (Adjourned Meeting)	93
June 21st (Regular Meeting)	95
June 28th (Regular Meeting)	121

ORDINANCE—First Reading—

An Ordinance Providing the Issuance of Street Improvement Bonds	95, 96, 97
An Ordinance Providing for the Issuance of \$80,000 Equipment Bonds	
of the City of Newark	121, 122
An Ordinance to Amend an Ordinance Entitled "Zoning Ordinance of	
the City of Newark," Adopted January 8th, 1930	122, 123
Gasoline Station, 171-177 Littleton Avenue	63
Addition to Present Gasoline Station, 185-137 Pennsylvania Avenue	64
Automobile Parking Station, 7-9 Warren Place	66
Automobile Park Station, 207-209 Plane Street	67

Automobile Parking Station, 10 Holland Street	67
Automobile Parking Station, 17-33 Edison Place	85
Automobile Parking Station, 98-100 Commerce Street	86
Gasoline Station, 638-646 Raymond Boulevard	87
Automobile Parking Station, 11-15 Beach Street	87
Automobile Parking Station, 37-43 Lombardy Street	88
Gasoline Station, 67 Summit Street	112
Automobile Parking Station, 9-13 Lawrence Street	112
Gasoline Station, 617-619 Central Avenue	113
Automobile Repair Shop, 125 Central Avenue	113
Automobile Parking Station, 42 Clinton Street	115
Auto Lubritorium, 774-780 Sanford Avenue	151
Automobile Parking Station, 175-179 Washington Street	152
Two Stationary Gasoline Pumps, 222-226 Halsey Street	153
Retail Ice Depot, 14 Brookdale Avenue	153
Automobile Parking Station, 112 Academy Street	183
Two Portable Gasoline Tanks, 194 Bloomfield Avenue	154
Automobile Parking Station, 9-13 Bleecker Street	154
Extension to Present Garage, 72-76 Quitman Street	155

ORDINANCES—Second and Third Reading and Final Passage—

An Ordinance Providing for the Vacation of Tichenor Street	40, 41
An Ordinance for the Regulation of Auctioneers and Auction Sales	41, 42, 43
An Ordinance Authorizing Contract Between the City of Newark and Public Coordinated Transport	69, 70, 71
An Ordinance Providing for the Opening and Laying Out of North 6th Street	71, 72

PETITIONS AND REMONSTRANCES—

Petition from the Heads of Various Divisions in the Department of Public Safety, Re: Resignation of Director Michael P. Duffy	115, 116
--	----------

PERMISSION GRANTED—

Fireworks Display, Civic Clubs Council	104
--	-----

PROJECTS—

Re National Youth Administration, Department of Public Affairs	61, 110
Re: National Youth Administration, Department of Parks and Public Property	109

PROMOTIONS—

John Kees, Laborer to Assistant Reservoir Attendant, Division of Water	109
Manlio Sepe, Laborer to Assistant Reservoir Attendant, Division of Water	109

REFUND LIQUOR LICENSES—

Royal Delicatessen, 814 Hawthorne Avenue	62
--	----

REMARKS—

Re: Budget	1, 2, 3, 4, 5, 6, 39, 40
Re: Resignation of Director Michael P. Duffy, Department of Public Safety	116, 117, 118, 119, 120
Re: Resolution Designating Commissioner Jos. M. Byrne, Jr., Director of the Department of Public Safety	144 to 150

REPORTS OF CITY OFFICERS	88, 89, 90, 91, 92
--------------------------	--------------------

RESOLUTIONS—

Re: Budget Changes	5, 6
Re: Reconversion of Bonds—Harriman Ripley & Co.	53, 54, 55
Re: Vacation of Sheffield and Lemon Streets	56
Re: Furnishing Materials and Supplies, Department of Parks and Public Property, Approved	83, 84
Re: Emergency Appropriation, \$500,000 for Relief	93
Re: Permitting the Town of Irvington to Participate in the Facilities of the Police Broadcasting Station	93, 94
Re: Director of Revenue and Finance to Advertise for Sale Properties in Arrears for Taxes	105
Re: Newark Art Commission, Newark Museum, Free Public Library Distributed into the Department of Public Affairs	111

Transferring Care, Custody and Control of a Part of North Sixth to the County of Essex	143
---	-----

Resolution Designating Commissioner Joe. M. Byrne, Jr. Director of Public Safety	144
---	-----

RESOLUTIONS RESCINDED—

Resolution No. 4909, Adopted May 31, 1939 (Tax Rate)	6, 7
--	------

Resolution No. 4401, Re: Agreement City of Newark and Portside Mfg. and Storage Co., Inc.	55
---	----

Resolution No. 4971, Adopted June 7th, 1939	111
---	-----

RESOLUTIONS AMENDED—

Contract Between The City of Newark and Alfred L. Kirby	79
---	----

RESIGNATION—Michael P. Duffy, Director of the Department of Public

Safety	116
--------------	-----

TAXES CANCELLED—

Lanzners, Inc., 120 Springfield Avenue	130
--	-----

Marcus S. Gross, 800 Broad Street	130
---	-----

N. J. Clude Neon Corp., 243 Elizabeth Avenue	130, 131
--	----------

Fidelity Distributing Co., 982 Broad Street	131
---	-----

Miracle Millinery 57 and 95 Market Street	131
---	-----

Model Luncheonette, 127 Halsey Street	131, 132
---	----------

Albert L. Fleming Co., Inc.	132
----------------------------------	-----

Ceilograph Printing Plate Corp	132
--------------------------------------	-----

General Alloys Co., Inc.	133
-------------------------------	-----

Men's Fashion Clothing Co., 204 Market Street	133
---	-----

Auto Tire Company, 221-225 Halsey Street	
--	--

44 Commerce Street, Inc., 44 Commerce Street	134
--	-----

Weigler Bros., 5 Oliver Street	134
--------------------------------------	-----

Phoenix Novelty Co. of N. J., 61 N. J. R. R. Avenue	134
---	-----

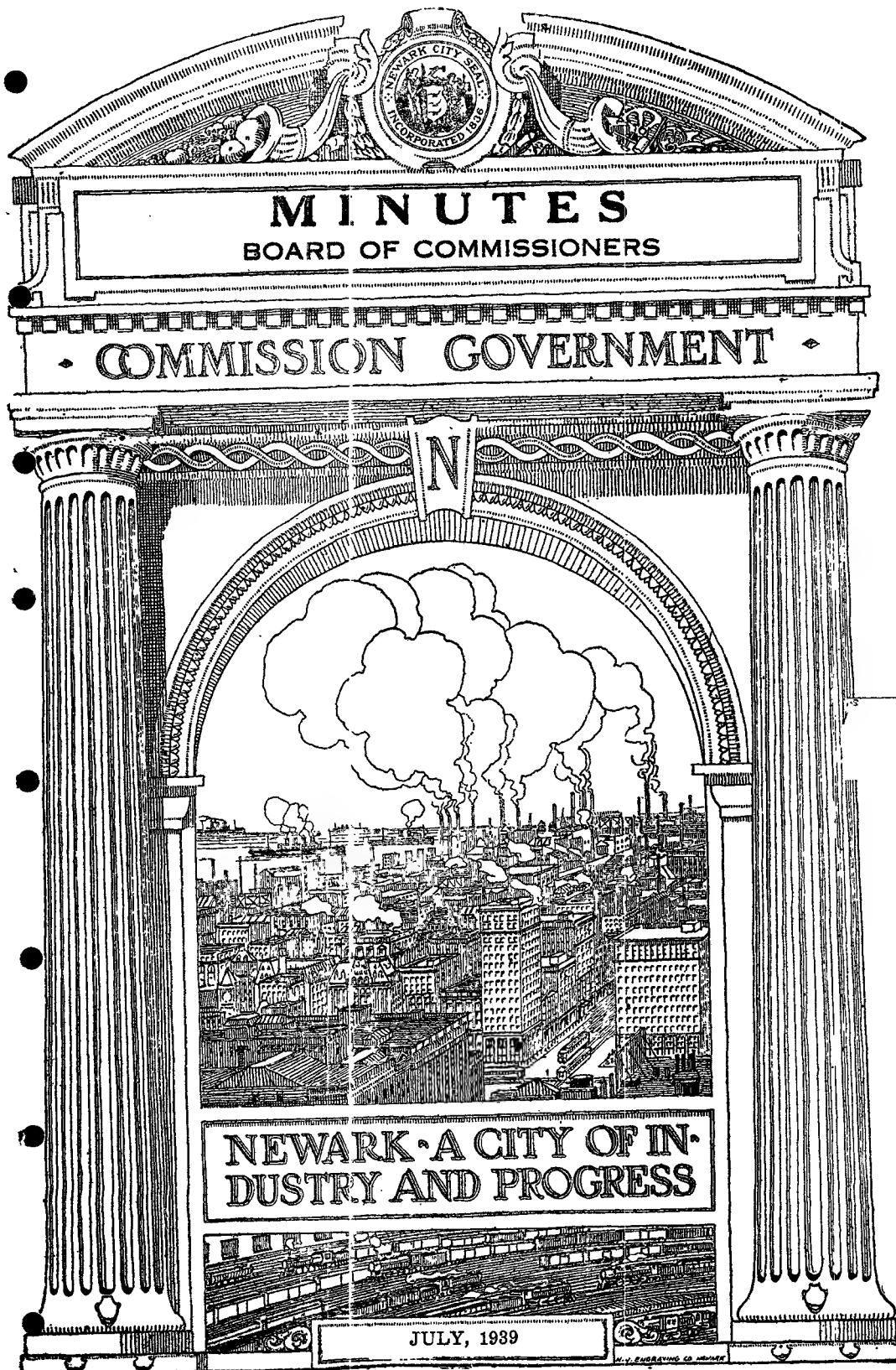
Frederick H. Keppier	136
----------------------------	-----

TAX EXEMPTIONS—

(Veterans)	77, 78, 136, 137, 138
------------------	-----------------------

ZONING—

Erection of Store, 86-88 Lyons Avenue	63
---	----



July

•

•

•

•

•

•

•

•

•

•

•



JOSEPH M. BYRNE JR.
DIRECTOR OF PARKS
AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
DIRECTOR
OF PUBLIC WORKS



MEYER C. ELLENSTEIN
MAYOR
DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



MICHAEL R. DUFFY
DIRECTOR
OF PUBLIC SAFETY

MINUTES OF MEETINGS
OF THE
Board of Commissioners
of Newark, N. J.

July, 1939

Commissioners

MEYER C. ELLENSTEIN, Mayor

VINCENT J. MURPHY

JOSEPH M. BYRNE, JR.

MICHAEL P. DUFFY

PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS	SURVEYS
WATER SUPPLY	TRANSPORTATION
SEWERS	LIGHTING
STREET CLEANING AND	INSPECTION OF GAS METERS
REFUSE COLLECTION	CITY RAILWAY
MOTORS	INDUSTRIAL COMMISSION
CITY CLERK	DOCKS

NEWARK METROPOLITAN AIRPORT
NEWARK LABOR RELATIONS BOARD
PORT NEWARK DEVELOPMENT

Department of Public Safety

HON. MICHAEL P. DUFFY

POLICE	POLICE COURTS
FIRE	ELECTRICAL BUREAU
DIVISION OF BUILDINGS	HOUSING AUTHORITY

ALL LICENSES (Except Jitneys)
DEPARTMENT OF CENTRAL PURCHASE
MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL
INSURANCE FUND COMMISSION

NEWARK CITY GOVERNMENT

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

SHADE TREE	ALL PUBLIC BUILDINGS
SMOKE ABATEMENT	PRINTING and STATIONERY
WEIGHTS and MEASURES	FREE PUBLIC LIBRARY
PUBLIC CITY PARKS	NEWARK MUSEUM
NEWARK MUNICIPAL FARMERS' MARKETS	
NEWARK ART COMMISSION	

Department of Public Works

HON. PEARCE R. FRANKLIN

MUNICIPAL ASSISTANCE BOARD	OUTDOOR POOR
BUREAU OF HEALTH	EMPLOYMENT BUREAU
CITY HOSPITAL	- BAND CONCERTS
BUREAU OF BATHS	CAMP NEWARK
ALMSHOUSE	CELEBRATION OF
CITY HOME FOR BOYS	HOLIDAYS
BOARD OF ADJUSTMENT	LAW DEPARTMENT
CONVALESCENT HOSPITAL	
IVY HILL POWER PLANT	
RENTAL OF BEDS IN INSTITUTIONS	

Department of Revenue and Finance

HON. VINCENT J. MURPHY

COMPTROLLER	AUDITOR OF ACCOUNTS
CITY TREASURER	TAX RECEIVER
PENSION FUNDS	DISTRICT COURTS
MARTIN ACT DEPARTMENT	
BOARD OF ASSESSMENTS AND REVISION OF TAXES	
BOARD OF ASSESSMENT FOR LOCAL IMPROVEMENTS	
SINKING FUND COMMISSION	

Bureau of City Clerk

HARRY S. REICHENSTEIN

The City Clerk's Department is practically the City's Information Bureau. It is open from 8:30 A. M. to 4:30 P. M.; Saturdays 8:30 to 12 noon. This office will not be open on Sundays and holidays. Requests for general information are referred to this office.

The following departments are under the jurisdiction of the City Clerk:

Bureau of Vital Statistics	Second Floor
Marriage License Bureau.....	Second Floor
General Licenses	Second Floor
Documents, Records and Archives.....	Fourth Floor
Department of Elections.....	Sub-basement City Hall

Law Department

JAMES F. X. O'BRIEN, Corporation Counsel

RAYMOND SCHROEDER, First Assistant Corporation Counsel

THOMAS M. KANE, Assistant Corporation Counsel

SIMON ENGLANDER, Assistant Corporation Counsel

SAMUEL BERNHAUT, Assistant Corporation Counsel

HERMAN BLANK, Assistant Corporation Counsel

WILLIAM S. CANTALUPO, Assistant Corporation Counsel

JOSEPH B. SUGRUE, Assistant Corporation Counsel

VINCENT J. CASALE, Legal Assistant

JOSEPH A. WARD, Legal Assistant

Municipal Board of Alcoholic Beverage Control of the City of Newark, N. J.

SECOND FLOOR

Joseph W. O'Loughlin.....	Chairman
Harry L. Wagman.....	Commissioner
Gustave E. Wiedenmayer.....	Commissioner
Harry S. Reichenstein.....	Secretary

DIRECTORY OF DEPARTMENTS

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

Streets	317 City Hall
Water	City Hall, Annex
Sewers	City Hall, Third Floor
Street Cleaning and Refuse Collection.....	City Hall, Basement
Lighting	City Hall, Basement
Inspector of Gas Meters	City Hall, Basement
Jitneys	City Hall, Basement
City Railway	City Hall, Third Floor
Industrial Commission.....	City Hall, Third Floor
Labor Relations Board	City Hall, Third Floor
Docks	City Hall, Third Floor
Port Newark Development	City Hall, Third Floor
City Clerk	City Hall, Second Floor

Newark Metropolitan Airport

Department of Public Works

HON. PEARCE R. FRANKLIN

Bureau of Health	Plane and William Streets
City Hospital	Fairmont Avenue
Bureau of Barks	City Hall, Fourth Floor
Camp Newark	City Hall, Second Floor
City Home for Boys	Verona, N. J.
Almshouse.....	Ivy Hill, Newark, N. J.
Outdoor Poor.....	254 West Bigelow Street
Employment Bureau.....	46 Franklin Street
Band Concerts	City Hall, Second Floor
Celebration of Holidays	City Hall, Second Floor
Convalescent Hospital	Ivy Hill, Newark, N. J.
Rental of Beds in Institutions	City Hall, Second Floor
Law Department	City Hall, Second Floor
Board of Adjustment	City Hall, Third Floor
Municipal Assistance Board	City Hall, Second Floor

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

Newark Municipal Farmers' Market.....	Avenue A, Miller and Wright Streets
City Parks.....	City Hall, Second Floor and Basement
Shade Tree	City Hall, Basement and Second Floor
Smoke Abatement	City Hall, Second Floor
Weights and Measures	City Hall, Basement and Second Floor
Public Buildings	City Hall, Second Floor and Basement
Printing and Stationery.....	City Hall, Fourth Floor and Second Floor
Free Public Library	5 Washington Street
Newark Museum	49 Washington Street
Newark Art Commission	49 Washington Street

Department of Revenue and Finance

HON. VINCENT J. MURPHY

Comptroller	City Hall, First Floor
City Treasurer	City Hall, First Floor
Auditor of Accounts	City Hall, First Floor
Tax Receiver	City Hall, First Floor
Sinking Fund	City Hall, Second Floor
Martin Act Department	City Hall, Fourth Floor
Pension Funds	City Hall, First Floor
District Courts	City Hall, Annex

Department of Public Safety

HON. MICHAEL P. DUFFY

Police Division.....	Headquarters, Franklin Street
First Precinct.....	Washington and Court Streets
Second Precinct.....	Summer and Seventh Avenues
Third Precinct	Corner Market and Read Streets
Fourth Precinct	17th Avenue and Livingston Street
Radio Division	Headquarters
Motor Patrol and Emergency Division.....	77 Academy Street
Police and Fire Training School.....	18th Avenue and Norwood Street
Radio Maintenance & Traffic Signal Div.....	Congress and Lafayette Streets
First Criminal Court.....	Washington and Court Streets
Family Court	Police Headquarters
Second Criminal Court.....	Summer and Seventh Avenues
Traffic Court	City Hall Annex
Second Criminal Court, Part 2	Market and Read Streets
Third Criminal Court	17th Avenue and Livingston Street
Fire Division.....	Headquarters, City Hall, Third Floor
Engine Co. No. 1.....	188-192 Mulberry Street
Engine Co. No. 2.....	39-41 Centre Street
Engine Co. No. 3.....	39 Court Street
Engine Co. No. 4.....	241-243 High Street
Engine Co. No. 5.....	61-65 Congress Street

Engine Co. No. 6.....	344-346 Springfield Avenue
Engine Co. No. 7.....	227 West Market Street
Engine Co. No. 8.....	296 Ferry Street
Engine Co. No. 9.....	197-199 Summer Avenue
Engine Co. No. 10.....	33-35 Astor Street
Engine Co. No. 11.....	521-523 Central Avenue
Engine Co. No. 12.....	213-215 Belmont Avenue
Engine Co. No. 13.....	743-745 Summer Avenue
Engine Co. No. 14.....	69-71 Vesey Street
Engine Co. No. 15.....	269-271 Park Avenue
Engine Co. No. 16.....	469-473 Ferry Street
Engine Co. No. 17.....	84-86 Clinton Place
Engine Co. No. 18.....	395-399 Avon Avenue
Engine Co. No. 19.....	526-528 Frelinghuysen Avenue
Engine Co. No. 20.....	15-17 Prince Street
Engine Co. No. 21.....	420-438 Sanford Avenue
Engine Co. No. 22.....	199-201 New Street
Engine Co. No. 23.....	44-46 Mt. Prospect Avenue
Engine Co. No. 24.....	15-17 Prince Street
Engine Co. No. 26.....	420-438 Sanford Avenue
Engine Co. No. 27.....	87-90 Elm Road
Engine Co. No. 28.....	691-701 North 6th Street
Engine Co. No. 29.....	1028-1030 Bergen Street
Engine Co. No. 32.....	South Dock and Terminal Street
Engine Co. No. 33 (Fireboat)	Foot of Centre Street
Flood Light Car.....	33-35 Astor Street
Rescue Squad No. 1	199-201 New Street
Truck Co. No. 1.....	188-192 Mulberry Street
Truck Co. No. 2.....	241-243 High Street
Truck Co. No. 3.....	227 West Market Street
Truck Co. No. 4.....	65 Congress Street
Truck Co. No. 5.....	213-215 Belmont Avenue
Truck Co. No. 6.....	441-443 Broadway
Truck Co. No. 7.....	269-271 Park Avenue
Truck Co. No. 8.....	469-473 Ferry Street
Truck Co. No. 9.....	395-399 Avon Avenue
Truck Co. No. 10.....	1028-1030 Bergen Street
Truck Co. No. 11.....	521-523 Central Avenue
Truck Co. No. 12.....	420-438 Sanford Avenue
Water Tower.....	39-41 Centre Street
Repair Shop	52-60 Prospect Street
Telegraph Department Shop.....	82 Bruce Street
Reserve and Supply Company No. 1.....	56-58 Prospect Street
Telegraph Department.....	City Hall, Fourth Floor
Building Department	City Hall, Fourth Floor
Electrical Bureau	City Hall, Fourth Floor
License Division (Except Jitneys)	City Hall, Second Floor
Department of Central Purchase.....	City Hall, Basement
Municipal Board of Alcoholic Beverage Control	City Hall, Second Floor
Housing Authority	City Hall, Fourth Floor
Insurance Fund Commission.....	City Hall, Third Floor

Index

Commissioners Minutes, July, 1939

	Page
ADVERTISING AUTHORIZED—	
Department of Central Purchase, Dry Goods for the Department of Public Works	6
For Plymouth Coupes for the Department of Parks and Public Property	27
For Doors in Public Baths, Department of Public Works	28
Various Materials, Department of Public Affairs	28
Department Central Purchase, Bookkeeping Machines	71
William B. Harding, Member of Sinking Fund Commission	77, 78
Acting Director of Public Safety to Advertise for Bids For Demolition and sale of the Traffic Tower	102
APPROPRIATIONS—Bills, Claims and Payrolls—	
Department of Public Affairs ....3, 4, 22, 23, 62, 63, 64, 65, 66, 67, 88, 89, 90	
Department of Revenue and Finance .....18, 19, 20, 59, 60, 87, 88	
Department of Public Safety	2, 20, 21, 60
Department of Public Works	1, 2, 21, 60, 61, 87, 88
Department of Parks and Public Property	3, 21, 61, 88
To Joseph Sonnabend, \$136.00 for Overtime Work	9
Emergency Appropriation, Re. Virginius D. Mattia, Back Salary	99

APPOINTMENTS—

Newark Municipal Assistance Board	8
Members, Pearce R. Franklin	8
Albert F. Jacques	8
Victor D. Lindeman	8
Dr. William L. Tucker	8
Mrs. Thomas J. Smith	8
Theodore S. Miller, Jr., Secretary, Parks and Public Property	31
Thomas J. Donovan, Principal Assistant Superintendent Bureau of Street Cleaning	75
John J. Del Fatore, Clerk, Division of Water	75, 76
Henry J. Haussling, Clerk, Division of Water	75, 76
Leo Cluesmann, Acting Director of Public Safety	84

BONDS APPROVED AS TO SUFFICIENCY—

Keeper of Junk Shop	90
Auctioneer	90

CHANGE IN PAYROLLS—

Department of Parks and Public Property	8, 29, 30, 31
Department of Parks and Public Property	72, 73

COMMUNICATIONS—

Board of Education, Re: Appointment of Members of the Board of School Estimate	14
Board of Adjustment Re: Variances from the Terms of the Zoning Ordinances	33, 34
Andrew K. Brady, Re: Retirement	36, 37
A Communication from Various Banks Regarding Signing and Count- ersigning City Checks by Acting Auditor, E. A. Farrell.....	37, 38, 39
Opinion, Re: Corporation Counsel James F. X. O'Brien, Retirement A. K. Brady	40, 41
Anthony F. Minisi, Re: Resignation of Director Duffy	82, 83, 84
Goldman, Sachs & Co., 30 Pine Street, New York, Re: Reconversion of Bonds	93, 94

CHANGE OF TITLE—

Martin Martinelli from Manual Training Instructor to Teacher of Manual Training, Newark City Home	72
--	----

CONTRACTS AWARDED AND EXECUTED—

Burns Brothers, Newark, Fuel Oil	6
John P. Callaghan, Newark	6
City Coal and Fuel Oil Co., Newark	6
D. & L. Oil Sales Co.	6
Groceries and Dairy Products, M. Augenblick & Bro., DeBow & Company, H. C. Brill Company, Inc., John Gialanella, S. Gumpert Co., Inc., Herman Kussy Company, Monmouth Products Company	7
Chester Drug Company, Cod Liver Oil, Public Works	29
Fischer-Cadillac Corp., Ambulance	29
Charles Warren Harlow Co., Traffic Signals, Public Safety	29
Johns-Manville Co., Various Materials	28
Graybar Electric Company, Public Safety	29
The Gamewell Company, Public Safety	29
Cities Service Oil Company, Asphalt Filler, Public Affairs	29
Tuscan Dairy Farms, Milk	100
Leo T. McSulla, Plumbing Work, Police Headquarters	103
Pierce-Trednick Co., Pipe and Fittings, Public Affairs	103
Lock Joint Pipe Co., Concrete Pipe, Public Affairs	103
Flammer Bros., Forage	104
P. H. Ryan, Inc., Forage	104
Standard Oil Co., of N. J., Kerosene Oil	104
Harrison Supply Co., Sewer Bricks	104
John P. Callaghan, Inc., Broken Stone	104
Armored Concrete Corp., Basin Heads	104
Newark Glass Co., Glass	104
Cities Service Oil Co., Asphalt Cement	104, 105
Clinton Asphalt Road Oiling Co., Refined Asphalt Cement	105
Armour & Co., Barr Bros., B. I. Binder, K. & R. Equipment Co., Fisher Cohen Co., Herman Kussy Co., Lewis Paper & Supply Co., Nation Oil & Supply Co., National Supply Co., The Sanifect Co., I. Simon & Sons, Inc., Unfried Barkhorn Co., C. G. Winans Co., Supplies	105

EMERGENCY RELIEF—

For Relief of the Poor.....	91
-----------------------------	----

LEASE—

Top Floor, Centre Market to Casey Jones School of Aeronautics, 12, 13

MEETINGS—

July 5th, 1939	1
July 12th, 1939	14
July 19th, 1939	55
July 26th, 1939	87

NOTES—

Emergency Notes for Relief of the Poor	91, 92
--	--------

ORDINANCE—Second and Third Reading and Final Passage—

An Ordinance to Amend an Ordinance Entitled "Zoning Ordinance of the City of Newark	15, 16, 17, 13
An Ordinance Providing for the Issuance of Street Improvement Bonds of the City of Newark	55, 56, 57, 58

ORDINANCE—Laid Over—

An Ordinance Providing for the Issuance of Street Improvement Bonds of the City of Newark	1
An Ordinance Providing for the Issuance of \$80,000 Equipment Bonds of the City of Newark	14, 15
An Ordinance Providing for the Issuance of Street Improvement Bonds of the City of Newark	15
An Ordinance Providing for the Issuance of \$80,000 Equipment Bonds of the City of Newark	58

ORDINANCE—Ordaining Clause Stricken Out—

An Ordinance Providing for the Issuance of \$80,000 Equipment Bonds of the City of Newark	87
---	----

PENSIONS GRANTED—

Joseph Pierro, Laborer, Department of Public Affairs	31
Antoni Galante, Laborer, Department of Public Affairs	32

PERMISSION GRANTED—

Societa Lionese San Rocco, Display of Fire Works on Sheffield Street, August 16th, 1939	101
Societa Romagnanese Della Madonna Del Carmine, Display of Fire Works at 269 Oliver Street, July 30th, 1939	102

POLES—

Public Service Coordinated Transport to Relocate Poles on Market Street Between Monroe Street and Fleming Avenue	27
---	----

PROJECTS—

National Youth Administration Projects, Public Affairs	9, 10, 11, 33
National Youth Administration Projects, Public Works	10

REMARKS—

Re: Ordinance to Amend Zoning Ordinance	15, 16, 17
Re: Retirement of Acting Auditor A. K. Brady	41, 42, 43
Re: Resignation Michael P. Duffy, Director Department Public Safety	45, 46, 47, 48, 49, 84, 85, 86
Re: County Taxes	78
Re: Nominations for City Commissioner.....	111 to 118
REPORT OF CITY OFFICERS	50 to 54

RETIREMENT—

Andrew K. Brady, Acting Auditor of Accounts	36, 37
---	--------

RESIGNATIONS—

Michael P. Duffy, Director of the Department of Public Safety	11
Michael P. Duffy, Director of the Department of Public Safety, 44, 81,	82

RESOLUTIONS—

Re: Transfer of Funds from Bond Issue for Bus Transportation and Sewery Project (W. P. A.)	5, 6
Re: Purchase by the Director of Parks and Public Property of Ma- terials for W. P. A. Projects	32, 33
Emergency Relief—Emergency Note \$500,000 Authorized	67, 68
Re: Appropriation \$3,100 to Puder & Puder for 1938 Budget	69
Re: Repairing Leag in Hot Water Line, Comfort Station, Hayes Park, North	71
Re: Purchase by the Director of Department Parks and Public Prop- erty of Materials, Supplies and Labor Approved	74, 75
Re: Reconversion of Bonds of the City of Newark for Goldman, Sachs & Co., 30 Pine Street, New York	94, 95, 96
Re: Retirement Andrew K. Brady	105

Payroll, Department Parks & Public Property	106, 107
Change of Title, Department Public Affairs, John J. Del Fattore and Henry J. Haussling, Clerks	107
Frank T. McEvoy, Increase of Compensation	108
Eugene A. Farrell, Acting Auditor	108
Authorizing City Clerk to Appropriate to Post Master, \$2,300 for Election Purposes	108
Re: Death of Edward J. O'Brien	109

RESOLUTIONS RESCINDED—

Resolution No. 5174 Adopted July 5th, 1939	100
--	-----

SALARY ADJUSTMENT—

Porter, Convalescent Hospital, Department Public Works	7
--	---

SALARY INCREASES—

Stationery Engineer, City Home, Department Public Works	7
Sixteen Foremen, Department of Street Cleaning	76, 77

SALARY REDUCTIONS—

Clerks in Department of Public Affairs	76
--	----

SETTLEMENT OF CLAIMS—

Louis W. Wolfson and Nora Wolfson, his wife	5
---	---

TAXES CANCELED—

Charles Thomas, 135 Sheffield Street	70
Susie G. Lewi, 609-611 Clifton Avenue	96, 97

TAXES ADJUSTED—

Yarra Engineering Company, 103 Ludlow Street and 977 Frelinghuy- sen Avenue	23, 24
Aetna Realty Company, 230-288 Badger Avenue	24, 25
Vincent Kolshorn, 48-50 Synott Place	25
The Owner of Property, 457-463 Springfield Avenue	26
Newark Housing Authority Premises, 228 Orange Street	69, 70
Ehren Realty Co., 47-55 Waverly Avenue (Water Charges)	98, 99

TAX EXEMPTIONS—Veterans—

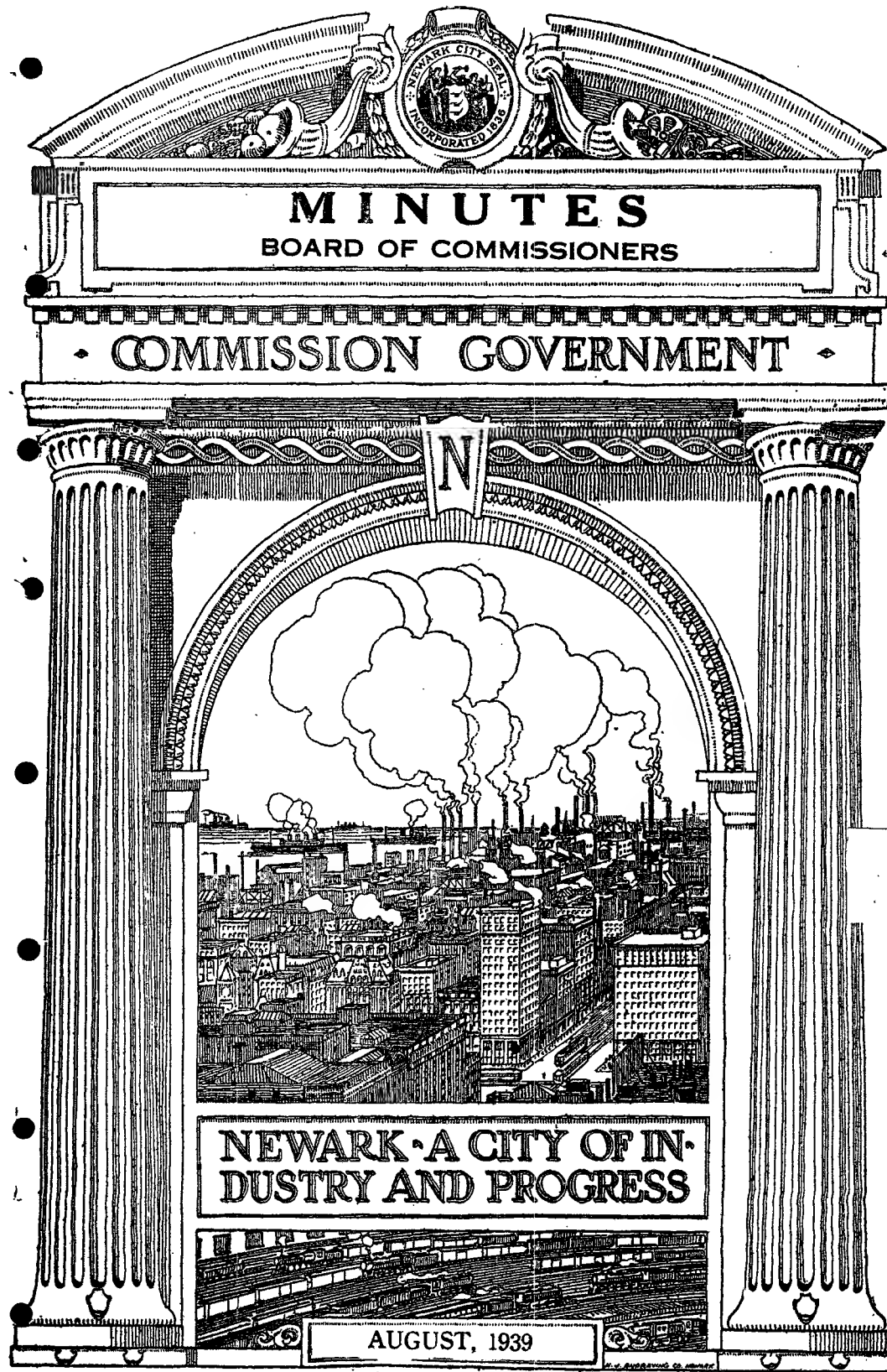
Elmer R. Dudley, 457-463 Springfield Avenue	25
Ralph Blake, 322 High Street	26
George Policastro, 156 Broad Street	70
William J. Kern, 104 Second Avenue	71
Louis Guariglia, 157 Vermont Avenue	97
John Padavona, 29-31 Delancy Street	97
Myron P. Jacobs, 112 Chester Avenue	98

TAX REDUCTION—

Essex Undergarment Company, 800 McCarter Highway	27
--	----

ZONING—

Alteration of Public Garage and Construction of a Gasoline Station, 313-315 New Street	13
Conversion of a Garage into a Bakery Shop, 448 South 15th Street....	13
Automobile Parking Station, 23-25 Hill Street	34, 35
Automobile Parking Station, 136-140 North 7th Street	35
Automobile Parking Station, 235-243 Mulberry Street	35
Automobile Parking Station, 10-14 Washington Place	36
For the Manufacturing of Children's Dresses, 440 15th Avenue	79
For a Beauty Parlor, 707 South 18th Street	80
For Two Gasoline Pumps, 937-941 Raymond Boulevard	80
Automobile Parking Station, 126-128 Commerce Street	80
Automobile Sales Station, 231-235 Clinton Avenue, Kelly Motors	110
Automobile Parking Station, 10 Arlington Street	110
Automobile Parking Station, 126 Academy Street	110



Aug.





JOSEPH M. BYRNE JR.
DIRECTOR OF PARKS
AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
DIRECTOR
OF PUBLIC WORKS



MEYER C. ELLENSTEIN
MAYOR
DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



MICHAEL P. DUFFY
DIRECTOR
OF PUBLIC SAFETY

MINUTES OF MEETINGS
OF THE
Board of Commissioners
of Newark, N. J.

A u g u s t, 1 9 3 9

Commissioners

MEYER C. ELLENSTEIN, Mayor

VINCENT J. MURPHY

JOSEPH M. BYRNE, JR.

MICHAEL P. DUFFY

PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS	SURVEYS
WATER SUPPLY	TRANSPORTATION
SEWERS	LIGHTING
STREET CLEANING AND	INSPECTION OF GAS METERS
REFUSE COLLECTION	CITY RAILWAY
MOTORS	INDUSTRIAL COMMISSION
CITY CLERK	DOCKS

NEWARK METROPOLITAN AIRPORT
NEWARK LABOR RELATIONS BOARD
PORT NEWARK DEVELOPMENT

Department of Public Safety

HON. MICHAEL P. DUFFY

POLICE	POLICE COURTS
FIRE	ELECTRICAL BUREAU
DIVISION OF BUILDINGS	HOUSING AUTHORITY

ALL LICENSES (Except Jitneys)
DEPARTMENT OF CENTRAL PURCHASE
MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL
INSURANCE FUND COMMISSION

NEWARK CITY GOVERNMENT

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

SHADE TREE	ALL PUBLIC BUILDINGS
SMOKE ABATEMENT	PRINTING and STATIONERY
WEIGHTS and MEASURES	FREE PUBLIC LIBRARY
PUBLIC CITY PARKS	NEWARK MUSEUM
NEWARK MUNICIPAL FARMERS' MARKETS	
NEWARK ART COMMISSION	

Department of Public Works

HON. PEARCE R. FRANKLIN

MUNICIPAL ASSISTANCE BOARD	OUTDOOR POOR
BUREAU OF HEALTH	EMPLOYMENT BUREAU
CITY HOSPITAL	- BAND CONCERTS
BUREAU OF BATHS	CAMP NEWARK
ALMSHOUSE	CELEBRATION OF
CITY HOME FOR BOYS	HOLIDAYS
BOARD OF ADJUSTMENT	LAW DEPARTMENT
CONVALESCENT HOSPITAL	
IVY HILL POWER PLANT	
RENTAL OF BEDS IN INSTITUTIONS	

Department of Revenue and Finance

HON. VINCENT J. MURPHY

COMPTROLLER	AUDITOR OF ACCOUNTS
CITY TREASURER	TAX RECEIVER
PENSION FUNDS	DISTRICT COURTS
MARTIN ACT DEPARTMENT	
BOARD OF ASSESSMENTS AND REVISION OF TAXES	
BOARD OF ASSESSMENT FOR LOCAL IMPROVEMENTS	
SINKING FUND COMMISSION	

Bureau of City Clerk

HARRY S. REICHENSTEIN

The City Clerk's Department is practically the City's Information Bureau. It is open from 8:30 A. M. to 4:30 P. M.; Saturdays 8:30 to 12 noon. This office will not be open on Sundays and holidays. Requests for general information are referred to this office.

The following departments are under the jurisdiction of the City Clerk:

Bureau of Vital Statistics	Second Floor
Marriage License Bureau	Second Floor
General Licenses	Second Floor
Documents, Records and Archives	Fourth Floor
Department of Elections	Sub-basement City Hall

Law Department

JAMES F. X. O'BRIEN, Corporation Counsel
RAYMOND SCHROEDER, First Assistant Corporation Counsel
THOMAS M. KANE, Assistant Corporation Counsel
SIMON ENGLANDER, Assistant Corporation Counsel
SAMUEL BERNHAUT, Assistant Corporation Counsel
HERMAN BLANK, Assistant Corporation Counsel
WILLIAM S. CANTALUPO, Assistant Corporation Counsel
JOSEPH B. SUGRUE, Assistant Corporation Counsel
VINCENT J. CASALE, Legal Assistant
JOSEPH A. WARD, Legal Assistant

Municipal Board of Alcoholic Beverage Control of the City of Newark, N. J.

SECOND FLOOR

Joseph W. O'Loughlin	Chairman
Harry L. Wagman	Commissioner
Gustave E. Wiedenmayer	Commissioner
Harry S. Reichenstein	Secretary

DIRECTORY OF DEPARTMENTS

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

Streets	317 City Hall
Water	City Hall, Annex
Sewers	City Hall, Third Floor
Street Cleaning and Refuse Collection.....	City Hall, Basement
Lighting	City Hall, Basement
Inspector of Gas Meters	City Hall, Basement
Jitneys	City Hall, Basement
City Railway	City Hall, Third Floor
Industrial Commission.....	City Hall, Third Floor
Labor Relations Board	City Hall, Third Floor
Docks	City Hall, Third Floor
Port Newark Development	City Hall, Third Floor
City Clerk	City Hall, Second Floor

Newark Metropolitan Airport

Department of Public Works

HON. PEARCE R. FRANKLIN

Bureau of Health	Plane and William Streets
City Hospital	Fairmont Avenue
Bureau of Baths	City Hall, Fourth Floor
Camp Newark	City Hall, Second Floor
City Home for Boys	Verona, N. J.
Almshouse.....	Ivy Hill, Newark, N. J.
Outdoor Poor.....	254 West Bigelow Street
Employment Bureau.....	46 Franklin Street
Band Concerts	City Hall, Second Floor
Celebration of Holidays	City Hall, Second Floor
Convalescent Hospital	Ivy Hill, Newark, N. J.
Rental of Beds in Institutions	City Hall, Second Floor
Law Department	City Hall, Second Floor
Board of Adjustment	City Hall, Third Floor
Municipal Assistance Board	City Hall, Second Floor

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

Newark Municipal Farmers' Market.....	Avenue A, Miller and Wright Streets
City Parks.....	City Hall, Second Floor and Basement
Shade Tree	City Hall, Basement and Second Floor
Smoke Abatement	City Hall, Second Floor
Weights and Measures	City Hall, Basement and Second Floor
Public Buildings	City Hall, Second Floor and Basement
Printing and Stationery.....	City Hall, Fourth Floor and Second Floor
Free Public Library	5 Washington Street
Newark Museum	49 Washington Street
Newark Art Commission	49 Washington Street

Department of Revenue and Finance

HON. VINCENT J. MURPHY

Comptroller	City Hall, First Floor
City Treasurer	City Hall, First Floor
Auditor of Accounts	City Hall, First Floor
Tax Receiver	City Hall, First Floor
Sinking Fund	City Hall, Second Floor
Martin Act Department	City Hall, Fourth Floor
Pension Funds	City Hall, First Floor
District Courts	City Hall, Annex

Department of Public Safety

HON. MICHAEL P. DUFFY

Police Division.....	Headquarters, Franklin Street
First Precinct.....	Washington and Court Streets
Second Precinct.....	Summer and Seventh Avenues
Third Precinct	Corner Market and Read Streets
Fourth Precinct	17th Avenue and Livingston Street
Radio Division	Headquarters
Motor Patrol and Emergency Division.....	77 Academy Street
Police and Fire Training School.....	18th Avenue and Norwood Street
Radio Maintenance & Traffic Signal Div.....	Congress and Lafayette Streets
First Criminal Court.....	Washington and Court Streets
Family Court	Police Headquarters
Second Criminal Court.....	Summer and Seventh Avenues
Traffic Court	City Hall Annex
Second Criminal Court, Part 2	Market and Read Streets
Third Criminal Court	17th Avenue and Livingston Street
Fire Division.....	Headquarters, City Hall, Third Floor
Engine Co. No. 1.....	188-192 Mulberry Street
Engine Co. No. 2.....	39-41 Centre Street
Engine Co. No. 3.....	39 Court Street
Engine Co. No. 4.....	241-243 High Street
Engine Co. No. 5.....	61-65 Congress Street

Engine Co. No. 6.....	344-346 Springfield Avenue
Engine Co. No. 7.....	227 West Market Street
Engine Co. No. 8.....	296 Ferry Street
Engine Co. No. 9.....	197-199 Summer Avenue
Engine Co. No. 10.....	33-35 Astor Street
Engine Co. No. 11.....	521-523 Central Avenue
Engine Co. No. 12.....	213-215 Belmont Avenue
Engine Co. No. 13.....	743-745 Summer Avenue
Engine Co. No. 14.....	69-71 Vesey Street
Engine Co. No. 15.....	269-271 Park Avenue
Engine Co. No. 16.....	469-473 Ferry Street
Engine Co. No. 17.....	84-86 Clinton Place
Engine Co. No. 18.....	395-399 Avon Avenue
Engine Co. No. 19.....	526-528 Frelinghuysen Avenue
Engine Co. No. 20.....	15-17 Prince Street
Engine Co. No. 21.....	420-438 Sanford Avenue
Engine Co. No. 22.....	199-201 New Street
Engine Co. No. 23.....	44-46 Mt. Prospect Avenue
Engine Co. No. 24.....	15-17 Prince Street
Engine Co. No. 26.....	420-438 Sanford Avenue
Engine Co. No. 27.....	87-90 Elm Road
Engine Co. No. 28.....	691-701 North 6th Street
Engine Co. No. 29.....	1028-1030 Bergen Street
Engine Co. No. 32.....	South Dock and Terminal Street
Engine Co. No. 33 (Fireboat)	Foot of Centre Street
Flood Light Car.....	33-35 Astor Street
Rescue Squad No. 1	199-201 New Street
Truck Co. No. 1.....	188-192 Mulberry Street
Truck Co. No. 2.....	241-243 High Street
Truck Co. No. 3.....	227 West Market Street
Truck Co. No. 4.....	65 Congress Street
Truck Co. No. 5.....	213-215 Belmont Avenue
Truck Co. No. 6.....	441-443 Broadway
Truck Co. No. 7.....	269-271 Park Avenue
Truck Co. No. 8.....	469-473 Ferry Street
Truck Co. No. 9.....	395-399 Avon Avenue
Truck Co. No. 10.....	1028-1030 Bergen Street
Truck Co. No. 11.....	521-523 Central Avenue
Truck Co. No. 12.....	420-438 Sanford Avenue
Water Tower.....	39-41 Centre Street
Repair Shop	52-60 Prospect Street
Telegraph Department Shop.....	82 Bruce Street
Reserve and Supply Company No. 1.....	56-58 Prospect Street
Telegraph Department.....	City Hall, Fourth Floor
Building Department	City Hall, Fourth Floor
Electrical Bureau	City Hall, Fourth Floor
License Division (Except Jitneys)	City Hall, Second Floor
Department of Central Purchase.....	City Hall, Basement
Municipal Board of Alcoholic Beverage Control	City Hall, Second Floor
Housing Authority	City Hall, Fourth Floor
Insurance Fund Commission.....	City Hall, Third Floor

Index

Commissioners Minutes, August, 1939

	Page
ADVERTISING AUTHORIZED—	
Director of Department of Parks and Public Property to advertise for leasing City Owned Property	13
Department of Central Purchase, Plymouth Coupes for the Department of Parks and Public Property	15
Department of Central Purchase, Badges and Plates, etc	16
Department of Central Purchase, Furnishing and Delivering Storage Batteries and Latex Control Cable, for Department of Public Safety	45
Department of Public Works, For the Repairs and Replacement to the Plumbing System in the Municipal Lodging House, 426 Washington Street	45
Director of Department of Public Works, for Cleaning of Windows of Several of the Institutions of the Department of Public Works....	46
Director Department of Parks and Public Property for Leasing 50 Commerce Street	77
Director of Department of Public Works Authorized to Advertise for Sealed Proposals for the laundering of Towels and Bathing Suits	78
Department of Central Purchase to Advertise for Manhole Heads and Covers, Department of Public Affairs	78
Department of Central Purchase, Furnishing and Delivery of Various Materials	108
Department of Central Purchase, (1) Two-ton Truck	137
APPROPRIATIONS—	
Revenue and Finance	3, 4, 40, 41, 69, 97, 98, 130
Public Affairs	7, 8, 9, 10, 37, 38, 39, 40, 71, 72, 73, 99, 100, 101, 132, 133
Public Safety	5, 37, 69, 70, 130, 131
Public Works	5, 6, 36, 70, 71, 98, 131
Parks and Public Property	7, 37, 70, 98, 99, 131, 132
To Virginia D. Mattie, \$135.00 in Payment of the Taxed Bill of Costs	15
For Overtime Payroll, Tax Receiver's Office	130

APPOINTMENTS—

Sylvester J. Connolly, Acting Assistant Superintendent of Buildings	18
Edward C. Minthouse, Photostat Operator and Photographer	140

BALLOTING ON CANDIDATES TO FILL VACANCY IN CITY

COMMISSION	29, 30, 31, 32, 33, 56, 57, 58, 59, 60, 61, 126, 127, 128
------------	---

BIDS REJECTED—

Doors for Public Baths, Department of Public Works	16
Bids Received on August 14, 1939, for Furnishing and Delivering Plymouth Coupes to the Department of Parks and Public Property, Rejected. The Department to Re-Advertise	78
Furnishing and Delivering Radial Metal Curb, for the Department of Public Affairs	108
For Retreading Tires	137

BONDS—Anticipation Notes—

\$250,000 (Street Improvements)	12
---------------------------------	----

CHANGE IN PAYROLLS—

Department of Parks and Public Property	19, 20, 21, 41, 42, 84, 85, 110, 11, 139, 140
---	---

COMMUNICATIONS—

Board of Adjustment, Re. Applications for Variances from the Terms of the Zoning Ordinance	47, 48, 112, 113
Re. Swimming Pool, Dreamland Park	51, 87, 88

CONTRACTS—Awarded and Executed—

Charles Cooper Co., Anhydrous Ammonia, (Public Affairs)	16
Dooner & Smith Chemical Company, Chlorine (Public Affairs)	16
A. Steier & Son, Brooms, (Public Affairs)	17
Burroughs Adding Machine Company, Bookkeeping Machine	17
Fisher-Cadillac Corp., LaSalle Sedans, (Public Affairs)	17
Newark Buick Corporation, Buick Sedans, (Public Affairs)	17
Edward J. White Company, Edison Mazda Lamps	17
F. Enderlin & Son, Binding Pay Roll Books	17
George L. Dennis Co., Servicing Korth Oil Burners	18
The Conveyor and Engineer Supplies Corp., Clifton, N. J., Repairs to Peck Carrier Conveyor, City Hall Power Plant	45
National Conveyors' Co., Inc., for Repairing Ash Conveyor, City Hall Power Plant	45
Federal Concession Co., Inc., for the Leasing of Parking Station, 30-34 Franklin Street and 45-55 Green Street	77
H. G. Mooney Co., Rock Salt	79
The N. J. Tobacco Co., Pipes and Tobacco	79
George J. Bessinger Co., License Tapes and Badges	79
Buchlin & Schneider, Badges and Plates	79

Charles W. Krieg Co., Tires and Tubes	80
R. A. McDonough Co., Tires and Tubes	80
Tires, Inc., Tires and Tubes	80
Thomas A. Brooks & Co., Repair one Black & Decker Electric Drill	80
Edward J. White Co. 351 Broadway, for the Maintenance of Under- pass Lighting System Under Pennsylvania Station, Newark	108
Essex Tire and Rubber Co., Newark, N. J., Tires and Tubes	109
E. W. McClave, Inc., Harrison, N. J., 2"x10"x12 ft. Sheathing	109
Franklin Lumber Co., Newark, N. J., Timber	109
Wm. H. Barkhorst Co., Doors for Montgomery Street Baths	109
Edward J. Kern, Plumbing Work, Fountain, Hiker Park	137
F. Bowden Company, Title Pipe, etc	138
Armored Concrete Corp, Manhole Heads and Covers	138
Charles W. Krieg Company, Storage Batteries	138
C. G. Winans Company, Paper Towels	138
David Stick, Plumbing Work, Municipal Lodging House	138

EMERGENCY RELIEF—

Emergency Note \$500,000 for Relief of the Poor	73
---	----

LEASE—

Freida Wagenheim and Abraham Wagenheim, and the City of New- ark, 131-135 Watson Avenue	13
Kim Parking Co., Property 1136-1168 Raymond Boulevard for use as a Parking Station	77, 78
Nick Caputo and the City of Newark, Premises No. 50 Commerce Street	135

MEETINGS—

August 2, 1939	1
August 9, 1939	34
August 16, 1939	65
August 23, 1939	
August 30, 1939	129

ORDINANCE—First Reading—

An Ordinance Providing for the Vacation of Newark Avenue from N. 6th Street, Menlo Place, Belmar Place, N. 7th Street, Newcomb Street, Whaler Street	1, 2, 3
An Ordinance to Amend and Supplement an Ordinance Requiring an Examination of Domestic Employees	34, 35
An Ordinance Providing for the Vacation of First Street and Second Street	35, 36
An Ordinance Authorizing the Issuance of \$1,175,000 Poor Relief Bonds of the City of Newark	90, 91
An Ordinance to Amend an Ordinance Entitled "An Ordinance to Regulate the Construction, Repair, Alteration and Removal of buildings within the City of Newark"	129

ORDINANCES—Second and Third Reading and Final Passage—

An Ordinance Providing for the Vacation of Newark Avenue from the Westerly line of No. 6th Street and Several Other Street	65, 66, 67
An Ordinance Providing for the Vacation of First Street and Second Street	91, 92
An Ordinance to Amend and Supplement an Ordinance Requiring an Examination of Domestic Employees	92 to 96

ORDINANCES—Laid Over—

An Ordinance Relating to the Business of Moving Used Goods and Chattels, Etc.	34, 65, 90
An Ordinance to Supplement and Amend an Ordinance Entitled an Ordinance Concerning the Operation of Open Air Parking Stations	34

ORDINANCES—Ordaining Clause Stricken Out—

An Ordinance Concerning the Operating of Open Air Parking Stations	65
--	----

ORDINANCES—Introduced as a Matter of Information—

An Ordinance Relating to the Business of Moving Used Goods and Chattels	3
An Ordinance to Supplement and Amend an Ordinance Entitled an Ordinance, Concerning the Operation of Open Air Parking Station	3

PENSION GRANTED—

Gaetano Ippolito, Laborer, Bureau of Sewers, Department of Public Affairs	22
Christopher Fitzsimmons, Laborer, Shade Tree Bureau, Department of Parks and Public Property	43, 44

PROJECTS—

Department of Public Works, to Cut and Distribute 15,000 Cords of Wood for the Needy of the City of Newark	23
National Youth Administration, Department of Public Affairs	111

PERMISSION GRANTED—

Fireworks Display, Celebration of Madonna Della Nova, St. Lucy's Roman Catholic Church, August 5th and 6th	13, 14
To the Italian United Catholic Club, Inc., in Front of Church, 265 Oliver Street	62, 63
National International Baseball Club, Inc., for Fireworks Display at Rupper Stadium, Friday, August 25th, 1939, Between the Hours of 8:30 and 9:30 P. M.	82, 83, 84
Fireworks Display Under the Auspices of Our Lady of Mt. Carmel Church, Ferry and McWhorter Street, August 27th, 1939.....	104, 105

Fireworks Display Under the Auspices of St. Rocco, Roman Catholic Church, 14th Avenue and Hunterdon Street, September 4th	105, 106
Fireworks Display Under the Auspices of the Newark International Baseball Club, Inc., Ruppert Stadium, September 8th, 1939	135, 136

PROMOTIONS—

Correcting an Error in Transcribing Department of Public Affairs' Budget	22
--	----

REFUND LIQUOR LICENSE—

Academy A. C., Inc., 259 Chestnut Street	14
Edison Bar., Inc., 12 Edison Place	15
Harry Gruber, 293 West Kinney Street	80
Samuel Miller, 307 Mulberry Street	81

REMARKS—

Remarks by Mayor Ellenstein and Commissioner Murphy Regarding Relief	68, 69
Remarks by Mayor Ellenstein and Commissioner Murphy, Re: Ballot- ing to fill vacancy in the City Commission	89
Re: An Ordinance to Amend an Ordinance Requiring an Examination of Domestic Employees	92 to 96
Re: Assessment, New Jersey Telephone Co.	126

REPORTS OF CITY OFFICERS	121, 122, 123, 124, 125
--------------------------------	-------------------------

RESOLUTIONS—

Emergency Appropriation, for Purchase of Flat Work Ironer Machine for Newark City Hospital	23
Re-Allocation of Departments, 24 to 29, 51, 52, 54, 55, 56, 116 to (Emergency) Purchase of 110, Fifty-pound Cans of Foam Powder for the Fire Division, Department of Public Safety	120
Re: Jos. M. Byrne, Jr., Asked to be Transferred from the Department of Parks and Public Property to the Department of Public Safety	44
Re: Contract, John H. Nelles Co., Installing Heating and Ventilator Work for the New Hangar, Newark Airport	63
Re: Contract, John H. Nelles Co., Installing Heating and Ventilator Work for the New Hangar, Newark Airport	76
Purchase of Materials and Supplies and Labor by Authority of the Director of Parks and Public Property, Approved	81, 82
Authorizing Charles A. Hallgring, Chief Plumbing Inspector in Bu- reau of Health to Attend Annual Convention of the American So- ciety of Sanitary Engineers at St. Louis, Beginning August 29, 1939	84
Re: Appeal to Federal W. P. A. Administrator Harrington and State Regional Administrator Dryden with Relation to Continued Employ- ment on W. P. A. Projects	86
Emergency Appropriation \$500,000 for Poor Relief	86, 101, 102
Resolution Authorizing Willard E. Reed, Superintendent of Bureau Weights and Measures, to Attend Annual State Convention of Weights and Measures at Atlantic City, September 6, 7, 8	106

Resolution Authorizing John B. Keenan, Fire Commissioner and Peter Kiernan, Chief Engineer, Fire Division, to Attend Annual Convention, International Association of Fire Chiefs, San Francisco, Cal., September 20th to 23rd, 1939	106, 107
Resolution No. 4861, Adopted May 24, 1939, Appropriations Allocating to the Department of Parks and Public Property for the budget of 1939, Hereby Transferred from the Department of Parks and Public Property to the Department of Revenue and Finance	112
Re: Special Counsel to be Employed by the City to Represent the City of Newark at the Hearing to be Held at Washington, D. C. on Air-mail Transfer from Newark to New York	133, 134
Re: Authorizing Ralph B. Ward, Chief of the Electrical Bureau to Attend International Association of Electric Inspectors Meeting, Providence, R. I.	134, 135
Dr. Earl H. Snavely Authorized to Attend the International Hospital Meetings, Toronto, Canada, September 21st to 27th,	139
Deputy Director, Department of Parks and Public Property Authorized to Sign Payrolls	139

RESOLUTIONS RESCINDED—

Emergency Resolution No. 5473, of August 16, 1939, Resolution No. 5488, Adopted August 16, 1939, Relative to the Payment of \$555.00 to Samuel Miller, 307 Mulberry Street, Newark, N. J.	112
--	-----

RESOLUTIONS CORRECTED—

Resolution Providing for the Issuance of \$200,135.00 Emergency Notes of the City of Newark	11, 12
---	--------

RESIGNATIONS—

Leo Cluesmann, Acting Director, Department of Public Safety.....	46, 47
--	--------

SALARY ADJUSTMENT—

Mildred Tropp, Director's Office, Department of Parks and Public Property	19
Elevator Operator, Department of Parks and Public Property	21
Meredith Ehrich, Health Nurse, Bureau of Health	140
Peter C. Walsh and Abraham B. Cohen, Deputy Criminal Court Clerks, First and Second Criminal Courts	141

SALARY INCREASES—

Three Employees in the City Clerk's Office	85
Two Inspectors in the Bureau of Smoke Abatement, Department of Parks and Public Property	86
Clerk-Stenographer, Board of Adjustments	86
Mary F. Fox, Clerk, Director's Office, Department of Public Affairs....	140
Dorothy H. Karp, Senior Clerk, Police Division	141

ETTLEMENT OF CLAIMS—

To John E. Bebout for Services Rendered	107
John H. Nelles Co., Heating and Other Work Incidental Thereto, for Four Swimming Pools	110
O. J. Maigne Co., Damage to City Car	136

TAXES CANCELED—

Charles Handler, Lots 55 and 56, Block 4267	74
Lenape B. & L. Association, Lot No. 30, Block 3563	75
United Management Company, 507-513 Elizabeth Avenue	104

TAX—Apportionment of Liens—

Helena M. Nugent	10
Alexander Wanczyk	11

TAX EXEMPTION—(Veterans)

Francis E. Flynn, 46 Montrose Street	102
Thomas Conroy, 622 North 9th Street	102
Eugene H. Duerr, Jr., 142 West Street	102
Augustus McEvilly, 61 Hunterdon Street	103
Michael DeVito, 34 Wallace Street	103, 104
Mike Barrelli, 250 Clifton Avenue	133

TRANSFER OF EMPLOYEES—

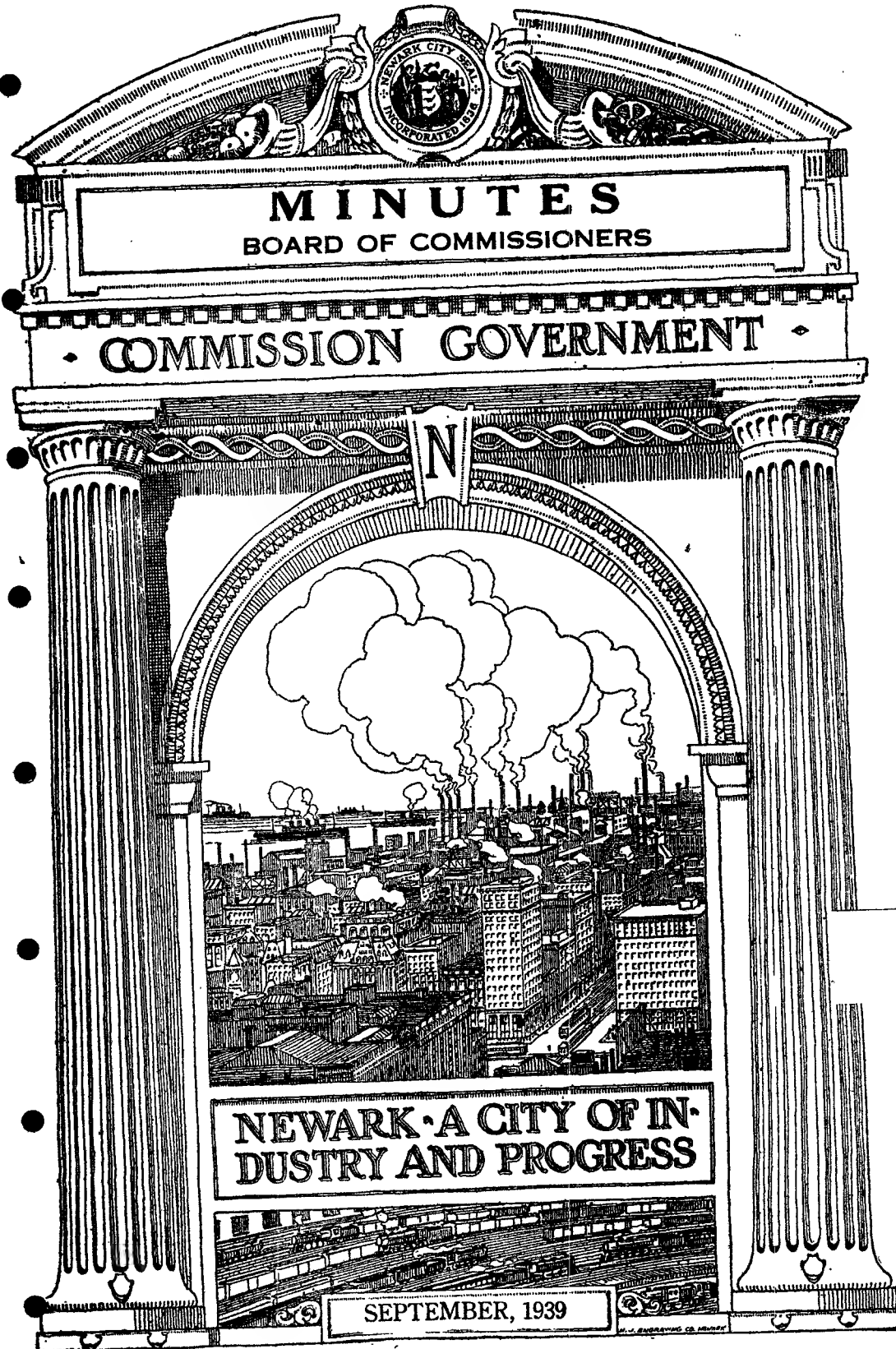
Arthur Spiegelman, Assistant Chemist, Division of Central Purchase, Transferred to Division of Police, Department of Public Safety.....	111
--	-----

TAXES ADJUSTED—

Louis Binetsky, 144 Clinton Place	75
Florence F. Smith, 655 Lake Street	75, 76

ZONING—

Automobile Parking Station, 126 Academy Street	24
Kim Parking Station, Inc., 35-41 Raymond Plaza, West	48
Automobile Parking Station, 20-23 Oxford Street	49
Automobile Parking Station, 29-33 Broome Street	49
For the Construction of an Addition to a Building Beyond Setback Line, 183 Parker Street	50
Automobile Parking Station, 142-148 Academy Street	50
Gasoline Station, 520-526 Ferry Street	51
Enlarging of Existing Tavern, 280 Dayton Street	87
For the Operation of a Shoe Repair Shop, 209 Second Street	87
Construction and Operation of Gasoline Station, 328-336 South Street	88
Two Portable Gasoline Tanks, 11-14, 13th Avenue	113
Automobile Parking Station, 74-76 Clinton Street	114
Automobile Parking Station, 10-14 Orchard Street	114
Automobile Parking Station, 61-63 Plare Street	115
Automobile Sales Station, 721-733 McCarter Highway	115



Sept.





JOSEPH M. BYRNE JR.
DIRECTOR OF PARKS
AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
DIRECTOR
OF PUBLIC WORKS



MEYER C. ELLENSTEIN
MAYOR
DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



MICHAEL P. DUFFY
DIRECTOR
OF PUBLIC SAFETY

MINUTES OF MEETINGS
OF THE
Board of Commissioners
of Newark, N. J.

S e p t e m b e r , 1 9 3 9

Commissioners

MEYER C. ELLENSTEIN, Mayor

VINCENT J. MURPHY

JOSEPH M. BYRNE, JR.

MICHAEL P. DUFFY

PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS	SURVEYS
WATER SUPPLY	TRANSPORTATION
SEWERS	LIGHTING
STREET CLEANING AND	INSPECTION OF GAS METERS
REFUSE COLLECTION	CITY RAILWAY
MOTORS	INDUSTRIAL COMMISSION
CITY CLERK	DOCKS
NEWARK METROPOLITAN AIRPORT	
NEWARK LABOR RELATIONS BOARD	
PORT NEWARK DEVELOPMENT	

Department of Public Safety

HON. MICHAEL P. DUFFY

POLICE	POLICE COURTS
FIRE	ELECTRICAL BUREAU
DIVISION OF BUILDINGS	HOUSING AUTHORITY
ALL LICENSES (Except Jitneys)	
DEPARTMENT OF CENTRAL PURCHASE	
MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL	
INSURANCE FUND COMMISSION	

NEWARK CITY GOVERNMENT

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

SHADE TREE	ALL PUBLIC BUILDINGS
SMOKE ABATEMENT	PRINTING and STATIONERY
WEIGHTS and MEASURES	FREE PUBLIC LIBRARY
PUBLIC CITY PARKS	NEWARK MUSEUM
NEWARK MUNICIPAL FARMERS' MARKETS	
NEWARK ART COMMISSION	

Department of Public Works

HON. PEARCE R. FRANKLIN

MUNICIPAL ASSISTANCE BOARD	OUTDOOR POOR
BUREAU OF HEALTH	EMPLOYMENT BUREAU
CITY HOSPITAL	- BAND CONCERTS
BUREAU OF BATHS	CAMP NEWARK
ALMSHOUSE	CELEBRATION OF
CITY HOME FOR BOYS	HOLIDAYS
BOARD OF ADJUSTMENT	LAW DEPARTMENT
CONVALESCENT HOSPITAL	
IVY HILL POWER PLANT	
RENTAL OF BEDS IN INSTITUTIONS	

Department of Revenue and Finance

HON. VINCENT J. MURPHY

COMPTROLLER	AUDITOR OF ACCOUNTS
CITY TREASURER	TAX RECEIVER
PENSION FUNDS	DISTRICT COURTS
MARTIN ACT DEPARTMENT	
BOARD OF ASSESSMENTS AND REVISION OF TAXES	
BOARD OF ASSESSMENT FOR LOCAL IMPROVEMENTS	
SINKING FUND COMMISSION	

Bureau of City Clerk

HARRY S. REICHENSTEIN

The City Clerk's Department is practically the City's Information Bureau. It is open from 8:30 A. M. to 4:30 P. M.; Saturdays 8:30 to 12 noon. This office will not be open on Sundays and holidays. Requests for general information are referred to this office.

The following departments are under the jurisdiction of the City Clerk:

Bureau of Vital Statistics	Second Floor
Marriage License Bureau.....	Second Floor
General Licenses	Second Floor
Documents, Records and Archives.....	Fourth Floor
Department of Elections.....	Sub-basement City Hall

Law Department

JAMES F. X. O'BRIEN, Corporation Counsel
RAYMOND SCHROEDER, First Assistant Corporation Counsel
THOMAS M. KANE, Assistant Corporation Counsel
SIMON ENGLANDER, Assistant Corporation Counsel
SAMUEL BERNHAUT, Assistant Corporation Counsel
HERMAN BLANK, Assistant Corporation Counsel
WILLIAM S. CANTALUPO, Assistant Corporation Counsel
JOSEPH B. SUGRUE, Assistant Corporation Counsel
VINCENT J. CASALE, Legal Assistant
JOSEPH A. WARD, Legal Assistant

Municipal Board of Alcoholic Beverage Control of the City of Newark, N. J.

SECOND FLOOR

Joseph W. O'Loughlin.....	Chairman
Harry L. Wagman.....	Commissioner
Gustave E. Wiedenmayer.....	Commissioner
Harry S. Reichenstein.....	Secretary

DIRECTORY OF DEPARTMENTS

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

Streets	317 City Hall
Water	City Hall, Annex
Sewers	City Hall, Third Floor
Street Cleaning and Refuse Collection.....	City Hall, Basement
Lighting	City Hall, Basement
Inspector of Gas Meters	City Hall, Basement
Jitneys	City Hall, Basement
City Railway	City Hall, Third Floor
Industrial Commission.....	City Hall, Third Floor
Labor Relations Board	City Hall, Third Floor
Docks	City Hall, Third Floor
Port Newark Development	City Hall, Third Floor
City Clerk	City Hall, Second Floor

Newark Metropolitan Airport

Department of Public Works

HON. PEARCE R. FRANKLIN

Bureau of Health	Plane and William Streets
City Hospital	Fairmont Avenue
Bureau of Baths	City Hall, Fourth Floor
Camp Newark	City Hall, Second Floor
City Home for Boys	Verona, N. J.
Almshouse.....	Ivy Hill, Newark, N. J.
Outdoor Poor.....	254 West Bigelow Street
Employment Bureau.....	46 Franklin Street
Band Concerts	City Hall, Second Floor
Celebration of Holidays	City Hall, Second Floor
Convalescent Hospital	Ivy Hill, Newark, N. J.
Rental of Beds in Institutions	City Hall, Second Floor
Law Department	City Hall, Second Floor
Board of Adjustment	City Hall, Third Floor
Municipal Assistance Board	City Hall, Second Floor

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

Newark Municipal Farmers' Market.....	Avenue A, Miller and Wright Streets
City Parks.....	City Hall, Second Floor and Basement
Shade Tree	City Hall, Basement and Second Floor
Smoke Abatement	City Hall, Second Floor
Weights and Measures	City Hall, Basement and Second Floor
Public Buildings	City Hall, Second Floor and Basement
Printing and Stationery.....	City Hall, Fourth Floor and Second Floor
Free Public Library	5 Washington Street
Newark Museum	49 Washington Street
Newark Art Commission	49 Washington Street

Department of Revenue and Finance

HON. VINCENT J. MURPHY

Comptroller	City Hall, First Floor
City Treasurer	City Hall, First Floor
Auditor of Accounts	City Hall, First Floor
Tax Receiver	City Hall, First Floor
Sinking Fund	City Hall, Second Floor
Martin Act Department	City Hall, Fourth Floor
Pension Funds	City Hall, First Floor
District Courts	City Hall, Annex

Department of Public Safety

HON. MICHAEL P. DUFFY

Police Division.....	Headquarters, Franklin Street
First Precinct.....	Washington and Court Streets
Second Precinct.....	Summer and Seventh Avenues
Third Precinct	Corner Market and Read Streets
Fourth Precinct	17th Avenue and Livingston Street
Radio Division	Headquarters
Motor Patrol and Emergency Division.....	77 Academy Street
Police and Fire Training School.....	18th Avenue and Norwood Street
Radio Maintenance & Traffic Signal Div.....	Congress and Lafayette Streets
First Criminal Court.....	Washington and Court Streets
Family Court	Police Headquarters
Second Criminal Court.....	Summer and Seventh Avenues
Traffic Court	City Hall Annex
Second Criminal Court, Part 2	Market and Read Streets
Third Criminal Court	17th Avenue and Livingston Street
Fire Division.....	Headquarters, City Hall, Third Floor
Engine Co. No. 1.....	188-192 Mulberry Street
Engine Co. No. 2.....	39-41 Centre Street
Engine Co. No. 3.....	39 Court Street
Engine Co. No. 4.....	241-243 High Street
Engine Co. No. 5.....	61-65 Congress Street

Engine Co. No. 6.....	344-346 Springfield Avenue
Engine Co. No. 7.....	227 West Market Street
Engine Co. No. 8.....	296 Ferry Street
Engine Co. No. 9.....	197-199 Summer Avenue
Engine Co. No. 10.....	33-35 Astor Street
Engine Co. No. 11.....	521-523 Central Avenue
Engine Co. No. 12.....	213-215 Belmont Avenue
Engine Co. No. 13.....	743-745 Summer Avenue
Engine Co. No. 14.....	69-71 Vesey Street
Engine Co. No. 15.....	269-271 Park Avenue
Engine Co. No. 16.....	469-473 Ferry Street
Engine Co. No. 17.....	84-86 Clinton Place
Engine Co. No. 18.....	395-399 Avon Avenue
Engine Co. No. 19.....	526-528 Frelinghuysen Avenue
Engine Co. No. 20.....	15-17 Prince Street
Engine Co. No. 21.....	420-438 Sanford Avenue
Engine Co. No. 22.....	199-201 New Street
Engine Co. No. 23.....	44-46 Mt. Prospect Avenue
Engine Co. No. 24.....	15-17 Prince Street
Engine Co. No. 26.....	420-438 Sanford Avenue
Engine Co. No. 27.....	87-90 Elm Road
Engine Co. No. 28.....	691-701 North 6th Street
Engine Co. No. 29.....	1028-1030 Bergen Street
Engine Co. No. 32.....	South Dock and Terminal Street
Engine Co. No. 33 (Fireboat)	Foot of Centre Street
Flood Light Car.....	33-35 Astor Street
Rescue Squad No. 1	199-201 New Street
Truck Co. No. 1.....	188-192 Mulberry Street
Truck Co. No. 2.....	241-243 High Street
Truck Co. No. 3.....	227 West Market Street
Truck Co. No. 4.....	65 Congress Street
Truck Co. No. 5.....	213-215 Belmont Avenue
Truck Co. No. 6.....	441-443 Broadway
Truck Co. No. 7.....	269-271 Park Avenue
Truck Co. No. 8.....	469-473 Ferry Street
Truck Co. No. 9.....	395-399 Avon Avenue
Truck Co. No. 10.....	1028-1030 Bergen Street
Truck Co. No. 11.....	521-523 Central Avenue
Truck Co. No. 12.....	420-438 Sanford Avenue
Water Tower.....	30-41 Centre Street
Repair Shop	52-60 Prospect Street
Telegraph Department Shop.....	82 Bruce Street
Reserve and Supply Company No. 1.....	56-58 Prospect Street
Telegraph Department.....	City Hall, Fourth Floor
Building Department	City Hall, Fourth Floor
Electrical Bureau	City Hall, Fourth Floor
License Division (Except Jitneys)	City Hall, Second Floor
Department of Cential Purchase.....	City Hall, Basement
Municipal Board of Alcoholic Beverage Control	City Hall, Second Floor
Housing Authority	City Hall, Fourth Floor
Insurance Fund Commission.....	City Hall, Third Floor

Index

Commissioners Minutes, September, 1939

	Page
ADVERTISING AUTHORIZED—	
Director of Public Affairs to Advertise for the Construction of a Radio Operator's Counter, Newark Airport	8
Department of Central Purchase to Advertise for Broken Stone	8
Department of Central Purchase, Groceries and Dairy Products, Leather and Findings, etc., Department of Public Works and Latex Cable for Department of Public Safety, also Hospital Equipment, for Department of Public Works	22, 23
Director Department of Public Works, for Proposals Covering the Rewinding of Shunt Field Coils, Etc.	23
Department of Central Purchase, Various Materials for Department of Public Affairs and Department of Public Safety	67
APPROPRIATIONS—	
Revenue and Finance	1, 2, 17, 51, 52, 53
Public Safety	2, 3, 17, 53, 54
Public Works	3, 17, 18, 54, 55, 65, 66
Parks and Public Property	4, 18, 55, 56, 57
Public Affairs	4, 5, 6, 18, 19, 20, 57, 58, 59, 60, 61
Estate of Merritt Lane, \$5,000 for Services Before the State House Commission, in the Matter of a Claim of the State Highway Com- mission for \$2,300.00	21
Employing Counsel, Department of Public Affairs, Newark Airport vs. Postoffice, Washington, for \$5,000.00 expenses	64
Emergency Appropriation, \$3,144,200, "Emergency Notes"	64, 65

APPOINTMENTS—

Allan Weisenfeld, appointed to the position of Assistant to the Director, Newark Labor Relations' Board	13
---	----

BALLOTING ON CANDIDATES—

To fill vacancy in City Commission	35 to 43
--	----------

BIDS REJECTED—

(One (1) bid received September 4, 1939, for Furnishing Hot Grade J Broken Stone	8
--	---

BONDS APPROVED AS TO SUFFICIENCY—

Keeper of Junk Shop	6
---------------------------	---

CHANGE IN PAYROLLS—

Department of Parks and Public Property	10, 23, 24, 70, 71, 72
---	------------------------

CHANGE OF TITLE—

Department of Public Works	71
----------------------------------	----

COMMUNICATIONS—

Board of Adjustments. Re: Variances from the Terms of the Zoning Ordinances	25, 26, 75, 76, 78, 79
---	------------------------

CONTRACTS AWARDED AND EXECUTED—

Armored Concrete Corp., Radial Metal Curb	9
Standard Oil Co. of N. J., Asphalt Cement	9
S. H. Grossman, Inc., Plymouth Business Coupes	9
Hagin & Koplin, Ford Sedan	9
Burroughs Adding Machine Co.	9, 10
B. T. Renshaw, Decorating City Hall, September 22 and 23rd	23
Department Public Safety, Graybar Electric Co., Turtle & Hughes Inc.	67, 68
Department of Public Works, Jenco Bros., Inc., Hervey B. Phillips	67, 68
Department of Public Affairs, Standard Bithulithic Co.	67, 68

LEASE—

The City of Newark and Jersey Marine Airways, Inc. at Port of Newark	7
Real Estate Management, Inc. and the City of Newark for Premises, No. 99 Central Avenue, Newark	7, 8
Irma S. Jaburg and the City of Newark, for Premises 418-426 Central Avenue	8
The City of Newark and the N. J. Bell Telephone Co. for a parcel of Land in Pequannock Watershed	12

MEETINGS—

September 6th	1
September 13th	14
September 20th (No quorum)	46
September 21st (Adjourned Meeting—No Quorum)	47
September 22nd (No Quorum)	48
September 27th	49

ORDINANCES—First Reading—

Regulating the Control of the Sale of Meat, Poultry and Fish	49
--	----

ORDINANCES—Second and Third Reading and Final Passage—

An Ordinance Authorizing the Issuance of \$1,175,000 Poor Relief Bonds of the City of Newark	15, 16
An Ordinance to Regulate the Construction, Repair and Removing of Buildings	50, 51

ORDINANCES—Laid Over—

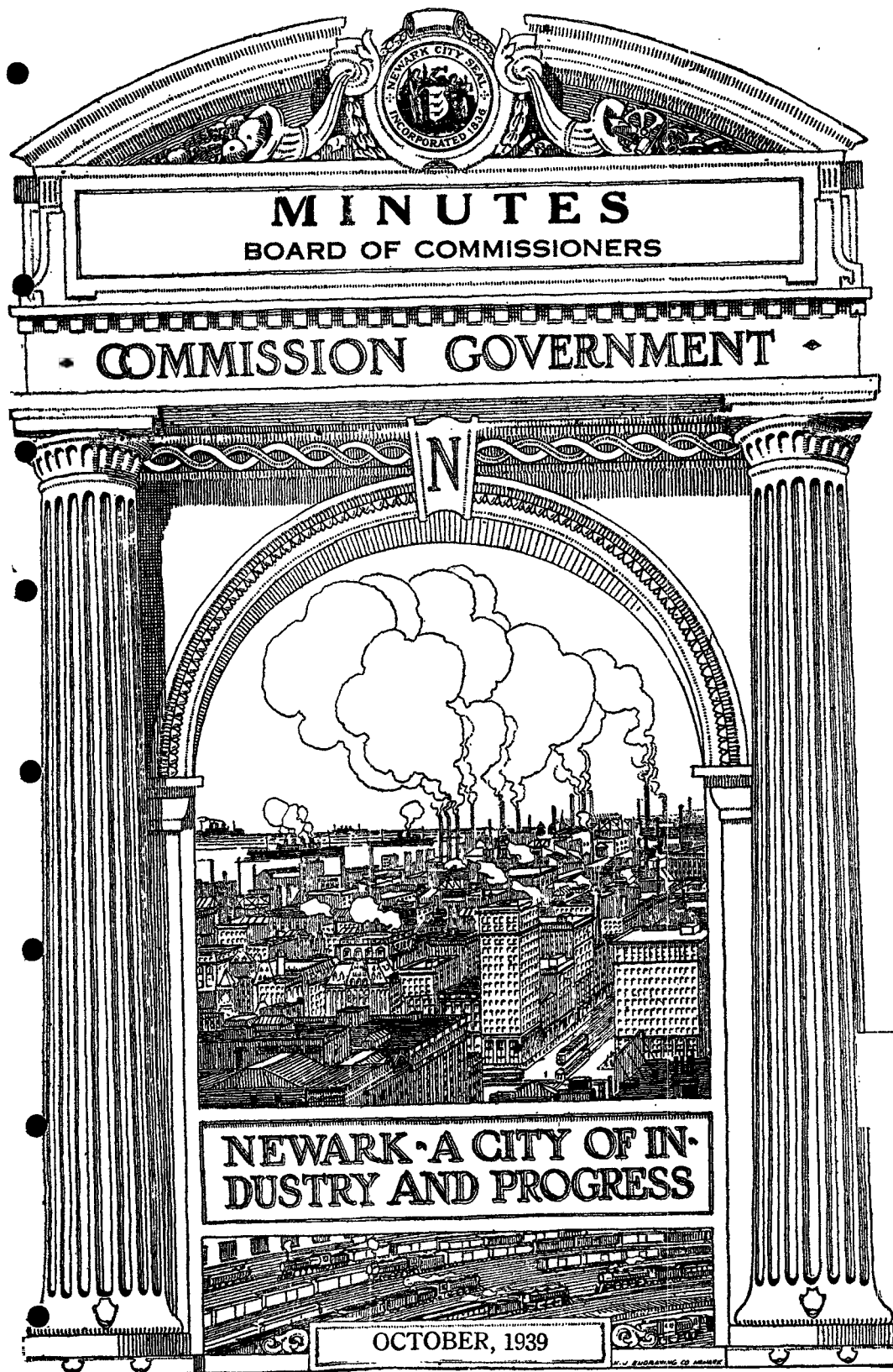
"An Ordinance Relating to the Business of Moving Used Goods and Chattels, etc.	1, 49, 50
"An Ordinance Authorizing the Issuance of \$1,175,000 Poor Relief Bonds of the City of Newark	1
An Ordinance to Amend "An Ordinance Entitled "An Ordinance to Regulate the Construction, Repair and Alteration of Buildings Within the City of Newark	14

	Page
PERMISSION GRANTED—	
Fireworks Display, St. Lucy's Church	66, 67
REFUND LIQUOR LICENSES—	
Gaetana Rispoli, 187 South Street	11
Piping Rock, Inc., 44 Commerce Street	11
Joseph and Mary Lardieri, 248 Orange Street, Newark	21, 22
Julius Citron, 595 Broad Street	22
REMARKS—	
Re: Building Ordinance	14, 15
Re: Petition for the Change of Form of Government. City Clerk Reichenstein, Mayor Ellenstein and Corporation Counsel O'Brien	29, 30
Corporation Counsel O'Brien, with Respect to Emergency Resolu- tions	65, 66
REPORTS OF CITY OFFICERS	82
RESOLUTIONS—	
Petitioning Governor Moore and Members of the State Legislature for State Funds for Poor Relief	10, 11
Re: Hallowe'en Celebration	12
Charles V. Craster, Health Officer, Authorized to Attend Annual Meet- ing of the American Health Association, Pittsburgh, Pa., October 16th to 19th	24
Matthew J. Bolger, Inspector, Police Department, Authorized to At- tend National Safety Congress, Atlantic City, October 16th to 20th	24
Re: "White Cane Week for the Blind"	25
Re: Allocation of Departments	31, 32, 33, 34
Re: Resignation of Leo Cluesman, as Acting Director, Department of Public Safety	44
Re: Department of Parks and Public Property, Authorizing Payment for Miscellaneous Articles	69, 70
Re: Authorizing Frank E. Brex, to Sign Payrolls	70
Re: Ernest F. Masini, Acting Director, Department of Parks and Public Property, in Absence of Director Byrne	72, 73

	Page
Re: Department of Public Affairs, Attendance at Conventions, Edward S. Rankin, George W. Andress, John S. Flockhart, Raymond J. Dempsey	73
Department Public Works, Samuel G. Sharvell, Attending Convention	73
 RESIGNATIONS—	
Leo Cluesman, as Acting Director, Department of Public Safety	43, 44
 SALARY INCREASES—	
Joseph A. Ward, Law Department	71
 SETTLEMENT OF CLAIMS—	
Skouras Theatres Corporation, Judgment of State Board of Tax Appeals, Ordered by the N. J. Supreme Court Set Aside and Reversed	13
Settlement of Claim, Water Department vs. State Highway	61, 62
 TAX—Apportionment—	
Irvington Union Development Co.	20, 21
696-704 Mt. Prospect Avenue	61, 62
 TAX EXEMPTION—(Veterans)	
Frederick K. Schmidt, 48 Tillinghast Street	63
120 E. Kinney Street, Frederick F. Thomas	63
 TAX SALE CERTIFICATES—	
Director of Revenue and Finance Authorized to Sell Tax Certificate No. 21682, Premises 51 to 55 Prospect Street	7
 ZONING—	
Automobile Parking Station, 10-12 West Park Street	27
Automobile Parking Station, 55-57 Commercial Street	27
Automobile Sales Station, 247 Central Avenue	27
Stationery Gas Pump, 362-366 Plane Street	28
Automobile Parking Station, 23-29 Essex Street	26

	Page
Automobile Parking Station, 261-265 Washington Street	28
Automobile Parking Station, 299 Washington Street	29
Stationery Gas Pump, 439-445 High Street	74
Two Portable Gasoline Tanks, 243 13th Avenue	74
Gasoline Station and Lubritorium, 296-300 W. Market Street, Newark	75
Addition to Present Garage, 264 Central Avenue	75
Automobile Parking Station and Repair Shop, Rear of Gasoline Sta- tion, 267-271 16th Avenue	76, 77
Automobile Parking Station, 14-16 Arlington Street	77
Automobile Parking Station, 422-424 Plane Street	77
Automobile Parking Station, 45-47 Edison Place	78
Automobile Repair Shop, 98-104 Maple Avenue	79
Automobile Parking Station, 64-66 Mulberry Street	80
Retail Ice Depot, 234-236 First Street	80
Three Additional Pumps, 276-284 Frelinghuysen Avenue	81
Construction of a Two-car Garage, 595-597 Hunterdon Street	81





Oct.



1



2



3





JOSEPH M. BYRNE JR.
DIRECTOR OF REVENUE
AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
DIRECTOR
OF PUBLIC WORKS



MEYER C. ELLENSTEIN
MAYOR
DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



MICHAEL R. DUFFY
DIRECTOR
OF PUBLIC SAFETY

MINUTES OF MEETINGS

OF THE

Board of Commissioners
of Newark, N. J.

October, 1939

Commissioners

MEYER C. ELLENSTEIN, Mayor

VINCENT J. MURPHY

JOSEPH M. BYRNE, JR.

MICHAEL P. DUFFY

PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS	SURVEYS
WATER SUPPLY	TRANSPORTATION
SEWERS	LIGHTING
STREET CLEANING AND	INSPECTION OF GAS METERS
REFUSE COLLECTION	CITY RAILWAY
MOTORS	INDUSTRIAL COMMISSION
CITY CLERK	DOCKS

NEWARK METROPOLITAN AIRPORT
NEWARK LABOR RELATIONS BOARD
PORT NEWARK DEVELOPMENT

Department of Public Safety

HON. MICHAEL P. DUFFY

POLICE	POLICE COURTS
FIRE	ELECTRICAL BUREAU
DIVISION OF BUILDINGS	HOUSING AUTHORITY

ALL LICENSES (Except Jitneys)
DEPARTMENT OF CENTRAL PURCHASE
MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL
INSURANCE FUND COMMISSION

NEWARK CITY GOVERNMENT

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

SHADE TREE	ALL PUBLIC BUILDINGS
SMOKE ABATEMENT	PRINTING and STATIONERY
WEIGHTS and MEASURES	FREE PUBLIC LIBRARY
PUBLIC CITY PARKS	NEWARK MUSEUM
NEWARK MUNICIPAL FARMERS' MARKETS	
NEWARK ART COMMISSION	

Department of Public Works

HON. PEARCE R. FRANKLIN

MUNICIPAL ASSISTANCE BOARD	OUTDOOR POOR
BUREAU OF HEALTH	EMPLOYMENT BUREAU
CITY HOSPITAL	- BAND CONCERTS
BUREAU OF BATHS	CAMP NEWARK
ALMSHOUSE	CELEBRATION OF
CITY HOME FOR BOYS	HOLIDAYS
BOARD OF ADJUSTMENT	LAW DEPARTMENT
CONVALESCENT HOSPITAL	
IVY HILL POWER PLANT	
RENTAL OF BEDS IN INSTITUTIONS	

Department of Revenue and Finance

HON. VINCENT J. MURPHY

COMPTROLLER	AUDITOR OF ACCOUNTS
CITY TREASURER	TAX RECEIVER
PENSION FUNDS	DISTRICT COURTS
MARTIN ACT DEPARTMENT	
BOARD OF ASSESSMENTS AND REVISION OF TAXES	
BOARD OF ASSESSMENT FOR LOCAL IMPROVEMENTS	
SINKING FUND COMMISSION	

Bureau of City Clerk

HARRY S. REICHENSTEIN

The City Clerk's Department is practically the City's Information Bureau. It is open from 8:30 A. M. to 4:30 P. M.; Saturdays 8:30 to 12 noon. This office will not be open on Sundays and holidays. Requests for general information are referred to this office.

The following departments are under the jurisdiction of the City Clerk:

Bureau of Vital Statistics	Second Floor
Marriage License Bureau.....	Second Floor
General Licenses	Second Floor
Documents, Records and Archives.....	Fourth Floor
Department of Elections.....	Sub-basement City Hall

Law Department

JAMES F. X. O'BRIEN, Corporation Counsel
RAYMOND SCHROEDER, First Assistant Corporation Counsel
THOMAS M. KANE, Assistant Corporation Counsel
SIMON ENGLANDER, Assistant Corporation Counsel
SAMUEL BERNHAUT, Assistant Corporation Counsel
HERMAN BLANK, Assistant Corporation Counsel
WILLIAM S. CANTALUPO, Assistant Corporation Counsel
JOSEPH B. SUGRUE, Assistant Corporation Counsel
VINCENT J. CASALE, Legal Assistant
JOSEPH A. WARD, Legal Assistant

Municipal Board of Alcoholic Beverage Control of the City of Newark, N. J.

SECOND FLOOR

Joseph W. O'Loughlin.....	Chairman
Harry L. Wagman.....	Commissioner
Gustave E. Wiedenmayer.....	Commissioner
Harry S. Reichenstein.....	Secretary

DIRECTORY OF DEPARTMENTS

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

Streets	317 City Hall
Water	City Hall, Annex
Sewers	City Hall, Third Floor
Street Cleaning and Refuse Collection.....	City Hall, Basement
Lighting	City Hall, Basement
Inspector of Gas Meters	City Hall, Basement
Jitneys	City Hall, Basement
City Railway	City Hall, Third Floor
Industrial Commission.....	City Hall, Third Floor
Labor Relations Board	City Hall, Third Floor
Docks	City Hall, Third Floor
Port Newark Development	City Hall, Third Floor
City Clerk	City Hall, Second Floor

Newark Metropolitan Airport

Department of Public Works

HON. PEARCE R. FRANKLIN

Bureau of Health	Plane and William Streets
City Hospital	Fairmont Avenue
Bureau of Baths	City Hall, Fourth Floor
Camp Newark	City Hall, Second Floor
City Home for Boys	Verona, N. J.
Almshouse.....	Ivy Hill, Newark, N. J.
Outdoor Poor.....	254 West Bigelow Street
Employment Bureau.....	46 Franklin Street
Band Concerts	City Hall, Second Floor
Celebration of Holidays	City Hall, Second Floor
Convalescent Hospital	Ivy Hill, Newark, N. J.
Rental of Beds in Institutions	City Hall, Second Floor
Law Department	City Hall, Second Floor
Board of Adjustment	City Hall, Third Floor
Municipal Assistance Board	City Hall, Second Floor

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

Newark Municipal Farmers' Market.....	Avenue A, Miller and Wright Streets
City Parks.....	City Hall, Second Floor and Basement
Shade Tree	City Hall, Basement and Second Floor
Smoke Abatement	City Hall, Second Floor
Weights and Measures	City Hall, Basement and Second Floor
Public Buildings	City Hall, Second Floor and Basement
Printing and Stationery.....	City Hall, Fourth Floor and Second Floor
Free Public Library	5 Washington Street
Newark Museum	49 Washington Street
Newark Art Commission	49 Washington Street

Department of Revenue and Finance

HON. VINCENT J. MURPHY

Comptroller	City Hall, First Floor
City Treasurer	City Hall, First Floor
Auditor of Accounts	City Hall, First Floor
Tax Receiver	City Hall, First Floor
Sinking Fund	City Hall, Second Floor
Martin Act Department	City Hall, Fourth Floor
Pension Funds	City Hall, First Floor
District Courts	City Hall, Annex

Department of Public Safety

HON. MICHAEL P. DUFFY

Police Division.....	Headquarters, Franklin Street
First Precinct.....	Washington and Court Streets
Second Precinct.....	Summer and Seventh Avenues
Third Precinct	Corner Market and Read Streets
Fourth Precinct	17th Avenue and Livingston Street
Radio Division	Headquarters
Motor Patrol and Emergency Division.....	77 Academy Street
Police and Fire Training School.....	18th Avenue and Norwood Street
Radio Maintenance & Traffic Signal Div.....	Congress and Lafayette Streets
First Criminal Court.....	Washington and Court Streets
Family Court	Police Headquarters
Second Criminal Court.....	Summer and Seventh Avenues
Traffic Court	City Hall Annex
Second Criminal Court, Part 2	Market and Read Streets
Third Criminal Court	17th Avenue and Livingston Street
Fire Division.....	Headquarters, City Hall, Third Floor
Engine Co. No. 1.....	188-192 Mulberry Street
Engine Co. No. 2.....	39-41 Centre Street
Engine Co. No. 3.....	39 Court Street
Engine Co. No. 4.....	241-243 High Street
Engine Co. No. 5.....	61-65 Congress Street

Engine Co. No. 6.....	344-346 Springfield Avenue
Engine Co. No. 7.....	227 West Market Street
Engine Co. No. 8.....	296 Ferry Street
Engine Co. No. 9.....	197-199 Summer Avenue
Engine Co. No. 10.....	33-35 Astor Street
Engine Co. No. 11.....	521-523 Central Avenue
Engine Co. No. 12.....	213-215 Belmont Avenue
Engine Co. No. 13.....	743-745 Summer Avenue
Engine Co. No. 14.....	69-71 Vesey Street
Engine Co. No. 15.....	269-271 Park Avenue
Engine Co. No. 16.....	469-473 Ferry Street
Engine Co. No. 17.....	84-86 Clinton Place
Engine Co. No. 18.....	395-399 Avon Avenue
Engine Co. No. 19.....	526-528 Frelinghuysen Avenue
Engine Co. No. 20.....	15-17 Prince Street
Engine Co. No. 21.....	420-438 Sanford Avenue
Engine Co. No. 22.....	199-201 New Street
Engine Co. No. 23.....	44-46 Mt. Prospect Avenue
Engine Co. No. 24.....	15-17 Prince Street
Engine Co. No. 26.....	420-438 Sanford Avenue
Engine Co. No. 27.....	87-90 Elm Road
Engine Co. No. 28.....	691-701 North 6th Street
Engine Co. No. 29.....	1028-1030 Bergen Street
Engine Co. No. 32.....	South Dock and Terminal Street
Engine Co. No. 33 (Fireboat)	Foot of Centre Street
Flood Light Car.....	33-35 Astor Street
Rescue Squad No. 1	199-201 New Street
Truck Co. No. 1.....	188-192 Mulberry Street
Truck Co. No. 2.....	241-243 High Street
Truck Co. No. 3.....	227 West Market Street
Truck Co. No. 4.....	65 Congress Street
Truck Co. No. 5.....	213-215 Belmont Avenue
Truck Co. No. 6.....	441-443 Broadway
Truck Co. No. 7.....	269-271 Park Avenue
Truck Co. No. 8.....	469-473 Ferry Street
Truck Co. No. 9.....	395-399 Avon Avenue
Truck Co. No. 10.....	1028-1030 Bergen Street
Truck Co. No. 11.....	521-523 Central Avenue
Truck Co. No. 12.....	420-438 Sanford Avenue
Water Tower.....	39-41 Centre Street
Repair Shop	52-60 Prospect Street
Telegraph Department Shop.....	82 Bruce Street
Reserve and Supply Company No. 1.....	56-58 Prospect Street
Telegraph Department.....	City Hall, Fourth Floor
Building Department	City Hall, Fourth Floor
Electrical Bureau	City Hall, Fourth Floor
License Division (Except Jitneys)	City Hall, Second Floor
Department of Central Purchase.....	City Hall, Basement
Municipal Board of Alcoholic Beverage Control	City Hall, Second Floor
Housing Authority.....	City Hall, Fourth Floor
Insurance Fund Commission.....	City Hall, Third Floor

Index

Commissioners Minutes, October, 1939

	Page
ADVERTISING AUTHORIZED—	
Director, Department of Parks and Public Property Authorized to Advertise for Bids for the Leasing of Following City Owned Property for Parking Station, Premises, 241-243 Mulberry Street	15
Department of Central Purchase, to Advertise for Furnishing and Delivering Forage and X-Ray and Surgical Supplies	15
Director, Department of Public Affairs, Authorized to Advertise for 48" Inch Pipe and Specials	15
Reinfeld Schuman, Inc., Newark, N. J., (Public Works). Hospital Beds and Orthopedic Table	17
Furnishing and Delivering Hydrants, Valves and Tapping Sleeves, etc.	42
Director, Department Parks and Public Property Authorized to Advertise for bids for leasing of the Centre Market Building	68, 69
Department Central Purchase for Sealed Proposals Furnishing and Delivering Cast Iron Pipe, Specials and Other Materials	69
Director of Revenue and Finance, for Sealed Proposals Covering the Wrecking and Removal of Buildings Located at 39-41 Jones Street, 114-126 Walnut Street, 264-266 Chestnut Street, 258-260 Chestnut Street	95
Department Central Purchase to Advertise for Furnishing and Delivering Hospital Equipment, Department Public Works, and Copper Cable for the Department of Public Safety	
AGREEMENTS—	
G. Krueger Brewing Co. For Space for Sign on East End of Roof of Centre Market Building	41
APPROPRIATIONS—	
Revenue and Finance	6, 7, 30, 56, 57, 90
Public Safety	7, 8, 30, 58
Department of Public Works	8, 9, 31, 58, 59, 60, 90, 91
Department of Parks and Public Property	9, 31, 32, 60, 61, 91
Department of Public Affairs, 10, 11, 31, 32, 33, 34, 61, 62, 63, 91, 92, 93, 94	
To Victor J. Hall, Acting Superintendent of Newark City Home	100

	Page
BALLOTING OF CANDIDATES TO FILL VACANCY IN CITY	
COMMISSION— 51, 52, 53, 54, 84, 85, 86, 87, 115, 116, 117, 118, 119, 120	
BIDS REJECTED—	
For Furnishing and Delivering Groceries, Department of Public Works	97
BONDS APPROVED AS TO SUFFICIENCY—	
William B. Harding, Member Sinking Fund Commission	
BONDS—	
Anticipation Notes—\$200,000 (Water Bonds)	5
CHANGE IN PAYROLLS—	
Department of Parks and Public Property	18, 44, 70, 101, 102
CHANGE IN TIME OF MEETINGS—	
Until Further Notice the Regular Meetings of the Board of Commissioners Be Set for 4:30 P. M., on Wednesdays Instead of 11:00 A. M.	74
CHANGE IN NAME—	
Clare Mulvey, Stenographer, Law Department, Change to Clare McCarthy	71
COMMUNICATIONS—	
From Mayor Ellenstein to Harry S. Reichenstein, City Clerk, Re: Call of Special Meeting	1
Board of Adjustment, Re: Variances from the Terms of the Zoning Ordinance	21, 22, 45, 46, 72, 108
CONTRACTS TWARDERD AND EXECUTED—	
Otis Elevator Co., Furnishing and Installing New Hoist Cables on Sidewalk Electric Freight Elevator, Board of Education Building	15, 16
National Tube Co. Additional Cost of \$28.17 on the Furnishing of 48" Iron Pipe	16
Otis Elevator Co., Necessary Labor and Material to Perform the Work in Connection with No. 2, Otis Electric Passenger Elevator, Board of Education Building	16, 17
Edward J. Joyce, 372 Mulberry Street, Newark, Repairing Water Connection in Pit at Garage, Shade Tree Nursery	42
Horni Signal Mfg. Co., Newark, N. J., (Public Safety), Traffic Signal Poles	42
Standard Bithulithic Co., Newark, N. J., (Public Affairs) Sheet Asphalt	42

	Page
Dosch King Co., Whippany, N. J., (Public Affairs) Refined Tar Cement, Cold Patch	43
John P. Callaghan, Inc., Harrison, N. J., (Public Affairs) Brick and Broken Stone	43
Frank J. Casey, Newark, N. J. (Public Affairs) Paving Brick Traffic Markers	43
F. Bowden Co., Newark, N. J., (Public Affairs) Portland Cement	43
James H. Miller Co., Newark, N. J., (Public Affairs) Mineral Filler	43
Harrison Supply Co., Harrison, N. J., (Public Affairs) Portland Cement, Broken Stone, Concrete, Sand	43
Lock Joint Pipe Co., East Orange, N. J., (Public Affairs) Reinforced Concrete	43
J. Ash, Decorating Entire Front of City Hall and Reviewing Stand	43
S. H. Grossman, Inc., Newark, N. J., (Public Affairs), 1 Model VH. Dodge Truck Chassis	69
John Mielach, Newark, N. J., (Public Safety), One Judge's Rostrum for First Precinct	69
Automotive Equipment Co., Weed Tire Chains, Cross Links and Emergency Units	69
R. A. McDonough & Co., "Pyrene" Tire Chains, Cross Links and Emergency Units	69, 70
P. H. Ryan, Inc., Newark, N. J. (Public Works, Public Affairs and Public Safety) Forage	98
Charles Schaeffer & Son of N. J., Inc., Elizabeth N. J., Forage	98
Flammer Bros., Newark, N. J., Forage	98
Horn Signal Mfg. Corp., Newark, N. J., (Public Safety) Telephone Boxes	98
M. Augenblick & Bro., Inc., for Furnishing and Delivering Meats and Poultry and Several Other Companies for Groceries and Dairy Products	98, 99
EMERGENCY NOTES—	
\$700,000, Director of Revenue and Finance Authorized to Sell	64
\$500,000 Relief of the Poor	94, 95
LEASE—	
Director, Department Parks and Public Property Authorized to Lease 5th Precinct Building, 402 Orange Street, to W.P.A. Administration	12, 13
Margaret McDermott and the City of Newark, Premises 396 Plane Street, Newark	13
Director, Department Public Works Authorized to Enter into a Lease for 2nd and 3rd Floors, Building "A", Premises 9 St. Francis Street, (W.P.A. Sewing Room Project)	66
Director, Parks and Public Property, Authorized to Execute Lease, 5th Precinct Building, With the Works Progress Administration....	96
Director, Parks and Public Property Authorized to Enter Into a Lease With City Park Service, 219-243 Mulberry Street	97

	Page
MEETINGS—	
October 2nd, 1939 (Special)	1
October 4th, 1939	3
October 11th, 1939	26
October 18th, 1939 (Adjourned Lack of Quorum to 4:30 P. M.).....	55
Adjourned Meeting, October 18th, 1939, 4:30 P. M.	55
October 25th, 1939	88

ORDINANCES—First Reading—

An Ordinance Providing for the Issuance of \$200,000 Water Bonds of the City of Newark	4, 5
An Ordinance Creating the Rank of Sergeant-Stenographer, in the Police Division, Department Public Safety	26
An Ordinance to Supplement and Amend an Ordinance Entitled "An Ordinance Concerning the Operation and Maintenance, Open Air Parking Station	27, 28
Ordinance to Amend an Ordinance Entitled, "An Ordinance Relating To and Fixing the Salary of Certain Officers and Employes of the Division of Fire and Police"	55, 56

ORDINANCES—Second and Third Reading and Final Passage—

An Ordinance to Amend an Ordinance Entitled "An Ordinance to Regulate and Control the Sale of Meat, Poultry and Fish	28, 29
An Ordinance Creating the Rank of Sergeant-Stenographer in the Police Division, Department of Public Safety	88, 89, 90

ORDINANCES—Laid Over—

An Ordinance to Amend an Ordinance Entitled "An Ordinance Relating to the Fixing of the Salary of Certain Officers and Employees in the Division of Fire and Police, Department of Public Safety	27
An Ordinance Relating to the Business of Moving Used Goods and Chattels, etc.	29, 30
An Ordinance Providing for the Issuance of \$200,000 Water Bonds of the City of Newark	56, 88
An Ordinance to Supplement and Amend An Ordinance Concerning the Operation of Open Air Parking Stations ..	88
An Ordinance Relating to the Business of Moving Used Goods and Chattels, etc.	88

POLES—

Public Service Coordinated Transport, Directed to Re-Locate Poles on Both Sides of Raymond Boulevard and Market Street, Between Prospect and Madison Streets	66, 67
--	--------

	Page
POSITIONS CREATED—	
Ediphone Operator, Department of Public Welfare	17
PROJECTS—	
Department Public Affairs, National Youth Administration Project, to Provide Part Time Employment for 61 Youths	19
Department Public Works, National Youth Administration, Part Time Employment for 31 Youths	19, 20
Department Public Affairs, Desires to File With the U. S. Works Pro- gress Administration, to operate a Museum Extension Project	71
Department Public Works, Application to Operate a Venereal Disease Examination Project	71
Department Public Affairs, National Youth Administration Pro- ject	102, 103
Department Parks and Public Property	103
PERMISSION GRANTED—	
Display of Fireworks, Sheffield Street and Lackawanna Railroad Bridge, in Connection with the Celebration of San Gerardo	14
White Laboratories, Inc., to Place and Maintain 3 Electric Overhead Wires Across North 13th Street	40, 41
PROCLAMATION BY A. HARRY MOORE, GOVERNOR—	
Re: Navy Day	48
PROMOTIONS—	
Thomas A. Crann, Patrolman, Police Division, Department Public Safety, Promoted to the Rank of Sergeant-Stenographer	101
James G. Conway, Assistant Engineer, Bureau of Sewers, Promoted to Position of Superintendent of Sewers, Department of Public Affairs	101
REMARKS—	
Commissioner Murphy, Re: An Ordinance Creating the Rank of Ser- geant-Stenographer, Police Division, Department of Public Safety	26
Re: Resolution Respecting Drs. Devlin and Santora, X-Ray Men, City Hospital	104, 105
REPORT OF CITY OFFICERS—	23, 24, 79, 80, 81, 82, 83, 84
RESOLUTIONS—	
Re: Emergency Appropriation, \$500,000 for Relief of Poor.....	1, 2
Re: Emergency Appropriation, \$182,933.54 Relief Administration in Department of Public Works	2

	Page
Ralph B. Ward, Chief of Electric Bureau, Designated as One of the Ten Representatives of the National Fire Protection Association....	19
Emergency Notes, City of Newark in the Aggregate Amount of \$100,000, Director of Revenue and Finance, Authorized to Issue and Sell. This for Relief of the Poor	34, 35
Time for Claiming Deductions for Property to be Exempt from Taxation, Fixed as of December 1st in Each Year	35
Re: Payment of Salary of Louis F. Sojka, Temporary Head Janitor, Department of Parks and Public Property	39
Authorizing Judge William O. H. McEnroe to Attend National Safety Council in Atlantic City, October 16th to 20th, 1939	44, 45
Re-allocation of Departments.....	48 to 51, 74 to 78, 109 to 115
Director of Revenue and Finance Authorized to Receive \$59.89 from the Fidelity Union Trust Co., Trustee of the Estate of Henry C. Jones	63
Re: Emergency Note, \$500,000, for Relief of Poor	65
Halligan & McLellon, Prosecutor vs. N. J. State Board of Tax Appeals, and the City of Newark, Defendant	65
Resolution No. 5480-F, Adopted August 16, 1939 Re: Federal Concession Co., Inc., Corrected	66
Purchase of Material, Supplies and Labor by Director, Department of Parks and Public Property Appd.	67, 68
Re: Commissioner Vincent J. Murphy's Non-participation in Balloting for Candidate to Fill Vacancy Resulting from the Resignation of Michael P. Duffy	78, 79
Re: The County of Essex and the City of Newark to Erect Traffic Signals at the Intersection of Sixth Street North and Heller Parkway	99, 100
Re: Installation of 13 foot 3 inch Tube in Boiler, 46 Franklin Street, Used by Employment Bureau	100
Re: Bus Transportation for Relief Persons, on W.P.A. Project Outside the City of Newark	104

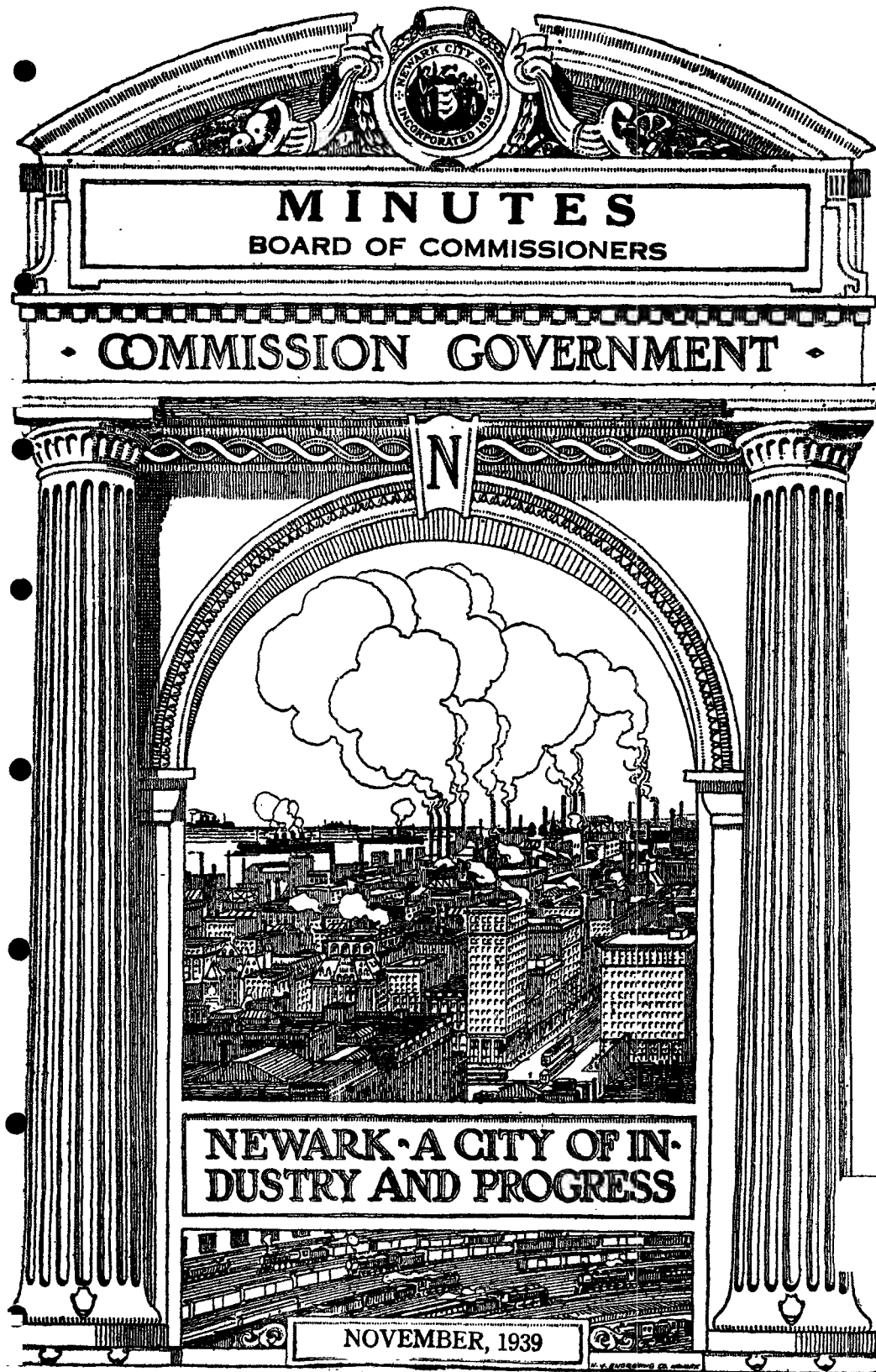
SALE OF LAND—

Director, Revenue and Finance Authorized to Sell Property Designated as No. 47 Paterson Street	12
Director, Department of Revenue and Finance Authorized to Sell Premises, Known and Designated as Nos. 271-273 Ellery Avenue	39, 40

SETTLEMENT OF CLAIMS—

For Water Consumed on the Premises, 116 Poyd Street, Newark	13
Henry Devine for Injuries at Safety Isle, Broad and Franklin Streets, August 22, 1937	37, 38
Juliano Construction Co., Prosecutor vs. Frederick Bigelow, Building Superintendent, City of Newark	38

	Page
MAPS CANCELLED—	
Sisto Montanari, 218 Mt. Prospect Avenue	96
TAX—Apportionment—	
Michael Giuliano, 698-700 North 6th Street	36
Arthur T. Vanderbilt, 915 North 6th Street	36
TAX EXEMPTIONS—(Veterans)—	
Y. M. C. A., 107 Halsey Street, Newark, N. J.	95-96
RESOLUTIONS RESCINDED—	
Resolutions Nos. 5724-5725 Adopted September 27, 1939	1
SALARY INCREASES—	
Charles J. Kilcullen, Vault Attendant, City Clerk's Office	18
ZONING—	
Automobile Parking, 340-342 Halsey Street	20
Manufacture of Dresses, 197 12th Avenue	20, 21
Construction of Addition to Present Bakery, 106-108 Hunterdon Street	21
For the Storage of Lumber, Sash, Doors, etc.	22
Stationery Gasoline Pump, 269-277 Plane Street	22, 23
Retail Ice Depot, 379 Elm Street	23
Addition to Automobile Parking Station, 173 Washington Street	45
Automobile Parking Station, 776 High Street, Newark, N. J.	46
Automobile Parking Station, 972-976 South Orange Avenue	47
Alteration of Garages, 179-181 Quitman Street	47
Automobile Parking Station, 211-217 Washington Street	73
Wholesale Distribution of Malt and Spirituous Liquors, 177-179 Somerset Street	73, 74
Wholesale and Retail Doughnut and Cruller Bakery, 440 Clinton Ave.	106
An Entrance to Automobile Parking Station, 10-14 Washington Pl.	106
Establishment and Operation of Coal Business, 843-845 North 6th Street	107
Automobile Parking Station, 15 Edison Place	107
Automobile Parking Station, 32-34 Oxford Street	108
Automobile Sales Station, 432-434 South Orange Avenue	109
Automobile Parking Station, 132-134 Bank Street	109



Nov.





JOSEPH M. BYRNE JR.
DIRECTOR OF PARKS
AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
DIRECTOR
OF PUBLIC WORKS



MEYER C. ELLENSTEIN
MAYOR
DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



MICHAEL D. DUFFY
DIRECTOR
OF PUBLIC SAFETY

MINUTES OF MEETINGS

OF THE

Board of Commissioners

of Newark, N. J.

N o v e m b e r , 1 9 3 9

Commissioners

MEYER C. ELLENSTEIN, Mayor

VINCENT J. MURPHY

JOSEPH M. BYRNE, JR.

MICHAEL P. DUFFY

PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS	SURVEYS
WATER SUPPLY	TRANSPORTATION
SEWERS	LIGHTING
STREET CLEANING AND	INSPECTION OF GAS METERS
REFUSE COLLECTION	CITY RAILWAY
MOTORS	INDUSTRIAL COMMISSION
CITY CLERK	DOCKS

NEWARK METROPOLITAN AIRPORT
NEWARK LABOR RELATIONS BOARD
PORT NEWARK DEVELOPMENT

Department of Public Safety

HON. MICHAEL P. DUFFY

POLICE	POLICE COURTS
FIRE	ELECTRICAL BUREAU
DIVISION OF BUILDINGS	HOUSING AUTHORITY

ALL LICENSES (Except Jitneys)
DEPARTMENT OF CENTRAL PURCHASE
MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL
INSURANCE FUND COMMISSION

NEWARK CITY GOVERNMENT

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

SHADE TREE
SMOKE ABATEMENT
WEIGHTS and MEASURES
PUBLIC CITY PARKS

ALL PUBLIC BUILDINGS
PRINTING and STATIONERY
FREE PUBLIC LIBRARY
NEWARK MUSEUM

NEWARK MUNICIPAL FARMERS' MARKETS
NEWARK ART COMMISSION

Department of Public Works

HON. PEARCE R. FRANKLIN

MUNICIPAL ASSISTANCE BOARD
BUREAU OF HEALTH
CITY HOSPITAL
BUREAU OF BATHS
ALMSHOUSE
CITY HOME FOR BOYS
BOARD OF ADJUSTMENT

OUTDOOR POOR
EMPLOYMENT BUREAU
- BAND CONCERTS
CAMP NEWARK
CELEBRATION OF
HOLIDAYS
LAW DEPARTMENT

CONVALESCENT HOSPITAL
IVY HILL POWER PLANT
RENTAL OF BEDS IN INSTITUTIONS

Department of Revenue and Finance

HON. VINCENT J. MURPHY

COMPTROLLER
CITY TREASURER
PENSION FUNDS

AUDITOR OF ACCOUNTS
TAX RECEIVER
DISTRICT COURTS

MARTIN ACT DEPARTMENT
BOARD OF ASSESSMENTS AND REVISION OF TAXES
BOARD OF ASSESSMENT FOR LOCAL IMPROVEMENTS
SINKING FUND COMMISSION

Bureau of City Clerk

HARRY S. REICHENSTEIN

The City Clerk's Department is practically the City's Information Bureau. It is open from 8:30 A. M. to 4:30 P. M.; Saturdays 8:30 to 12 noon. This office will not be open on Sundays and holidays. Requests for general information are referred to this office.

The following departments are under the jurisdiction of the City Clerk:

Bureau of Vital Statistics	Second Floor
Marriage License Bureau.....	Second Floor
General Licenses	Second Floor
Documents, Records and Archives.....	Fourth Floor
Department of Elections.....	Sub-basement City Hall

Law Department

JAMES F. X. O'BRIEN, Corporation Counsel
RAYMOND SCHROEDER, First Assistant Corporation Counsel
THOMAS M. KANE, Assistant Corporation Counsel
SIMON ENGLANDER, Assistant Corporation Counsel
SAMUEL BERNHAUT, Assistant Corporation Counsel
HERMAN BLANK, Assistant Corporation Counsel
WILLIAM S. CANTALUPO, Assistant Corporation Counsel
JOSEPH B. SUGRUE, Assistant Corporation Counsel
VINCENT J. CASALE, Legal Assistant
JOSEPH A. WARD, Legal Assistant

Municipal Board of Alcoholic Beverage Control of the City of Newark, N. J.

SECOND FLOOR

Joseph W. O'Loughlin.....	Chairman
Harry L. Wagman.....	Commissioner
Gustave E. Wiedenmayer.....	Commissioner
Harry S. Reichenstein.....	Secretary

DIRECTORY OF DEPARTMENTS

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

Streets	317 City Hall
Water	City Hall, Annex
Sewers	City Hall, Third Floor
Street Cleaning and Refuse Collection.....	City Hall, Basement
Lighting	City Hall, Basement
Inspector of Gas Meters	City Hall, Basement
Jitneys	City Hall, Basement
City Railway	City Hall, Third Floor
Industrial Commission.....	City Hall, Third Floor
Labor Relations Board	City Hall, Third Floor
Docks	City Hall, Third Floor
Port Newark Development	City Hall, Third Floor
City Clerk	City Hall, Second Floor

Newark Metropolitan Airport

Department of Public Works

HON. PEARCE R. FRANKLIN

Bureau of Health	Plane and William Streets
City Hospital	Fairmont Avenue
Bureau of Baths	City Hall, Fourth Floor
Camp Newark	City Hall, Second Floor
City Home for Boys	Verona, N. J.
Almshouse.....	Ivy Hill, Newark, N. J.
Outdoor Poor.....	254 West Bigelow Street
Employment Bureau.....	46 Franklin Street
Band Concerts	City Hall, Second Floor
Celebration of Holidays	City Hall, Second Floor
Convalescent Hospital	Ivy Hill, Newark, N. J.
Rental of Beds in Institutions	City Hall, Second Floor
Law Department	City Hall, Second Floor
Board of Adjustment	City Hall, Third Floor
Municipal Assistance Board	City Hall, Second Floor

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

Newark Municipal Farmers' Market.....	Avenue A, Miller and Wright Streets
City Parks.....	City Hall, Second Floor and Basement
Shade Tree	City Hall, Basement and Second Floor
Smoke Abatement	City Hall, Second Floor
Weights and Measures	City Hall, Basement and Second Floor
Public Buildings	City Hall, Second Floor and Basement
Printing and Stationery.....	City Hall, Fourth Floor and Second Floor
Free Public Library	5 Washington Street
Newark Museum	49 Washington Street
Newark Art Commission	49 Washington Street

Department of Revenue and Finance

HON. VINCENT J. MURPHY

Comptroller	City Hall, First Floor
City Treasurer	City Hall, First Floor
Auditor of Accounts	City Hall, First Floor
Tax Receiver	City Hall, First Floor
Sinking Fund	City Hall, Second Floor
Martin Act Department	City Hall, Fourth Floor
Pension Funds	City Hall, First Floor
District Courts	City Hall, Annex

Department of Public Safety

HON. MICHAEL P. DUFFY

Police Division.....	Headquarters, Franklin Street
First Precinct.....	Washington and Court Streets
Second Precinct.....	Summer and Seventh Avenues
Third Precinct	Corner Market and Read Streets
Fourth Precinct	17th Avenue and Livingston Street
Radio Division	Headquarters
Motor Patrol and Emergency Division.....	77 Academy Street
Police and Fire Training School.....	18th Avenue and Norwood Street
Radio Maintenance & Traffic Signal Div.....	Congress and Lafayette Streets
First Criminal Court.....	Washington and Court Streets
Family Court	Police Headquarters
Second Criminal Court.....	Summer and Seventh Avenues
Traffic Court	City Hall Annex
Second Criminal Court, Part 2	Market and Read Streets
Third Criminal Court	17th Avenue and Livingston Street
Fire Division.....	Headquarters, City Hall, Third Floor
Engine Co. No. 1.....	188-192 Mulberry Street
Engine Co. No. 2.....	39-41 Centre Street
Engine Co. No. 3.....	39 Court Street
Engine Co. No. 4.....	241-243 High Street
Engine Co. No. 5.....	61-65 Congress Street

Engine Co. No. 6	344-346 Springfield Avenue
Engine Co. No. 7	227 West Market Street
Engine Co. No. 8	296 Ferry Street
Engine Co. No. 9	197-199 Summer Avenue
Engine Co. No. 10	33-35 Astor Street
Engine Co. No. 11	521-523 Central Avenue
Engine Co. No. 12	213-215 Belmont Avenue
Engine Co. No. 13	743-745 Summer Avenue
Engine Co. No. 14	69-71 Vesey Street
Engine Co. No. 15	269-271 Park Avenue
Engine Co. No. 16	469-473 Ferry Street
Engine Co. No. 17	84-86 Clinton Place
Engine Co. No. 18	395-399 Avon Avenue
Engine Co. No. 19	526-528 Frelinghuysen Avenue
Engine Co. No. 20	15-17 Prince Street
Engine Co. No. 21	420-438 Sanford Avenue
Engine Co. No. 22	199-201 New Street
Engine Co. No. 23	44-46 Mt. Prospect Avenue
Engine Co. No. 24	15-17 Prince Street
Engine Co. No. 26	420-438 Sanford Avenue
Engine Co. No. 27	87-90 Elm Road
Engine Co. No. 28	691-701 North 6th Street
Engine Co. No. 29	1028-1030 Bergen Street
Engine Co. No. 32	South Dock and Terminal Street
Engine Co. No. 33 (Fireboat)	Foot of Centre Street
Flood Light Car	33-35 Astor Street
Rescue Squad No. 1	199-201 New Street
Truck Co. No. 1	188-192 Mulberry Street
Truck Co. No. 2	241-243 High Street
Truck Co. No. 3	227 West Market Street
Truck Co. No. 4	65 Congress Street
Truck Co. No. 5	213-215 Belmont Avenue
Truck Co. No. 6	441-443 Broadway
Truck Co. No. 7	269-271 Park Avenue
Truck Co. No. 8	469-473 Ferry Street
Truck Co. No. 9	395-399 Avon Avenue
Truck Co. No. 10	1028-1030 Bergen Street
Truck Co. No. 11	521-523 Central Avenue
Truck Co. No. 12	420-438 Sanford Avenue
Water Tower	39-41 Centre Street
Repair Shop	52-60 Prospect Street
Telegraph Department Shop	82 Bruce Street
Reserve and Supply Company No. 1	56-58 Prospect Street
Telegraph Department	City Hall, Fourth Floor
Building Department	City Hall, Fourth Floor
Electrical Bureau	City Hall, Fourth Floor
License Division (Except Jitneys)	City Hall, Second Floor
Department of Central Purchase	City Hall, Basement
Municipal Board of Alcoholic Beverage Control	City Hall, Second Floor
Housing Authority	City Hall, Fourth Floor
Insurance Fund Commission	City Hall, Third Floor

Index

Commissioners Minutes, November, 1939

	Page
ADVERTISING AUTHORIZED—	
Department of Central Purchase, Paper Cups, Toilet Tissue, Gasoline, Fig Lead and Brick	11
For Furnishing and Delivering (1) Institutional Gas Range	12
Director of the Department of Parks and Public Property Authorized to Advertize for Bids for Stokers, City Hall Power Plant.....	26
Department of Central Purchase for Furnishing Milk and Surgical Equipment for Department of Public Works	26
Department Central Purchase, Furnishing and Delivering Plumbing and Painting Material for W.P.A. Projects, Museum Extension, De- partment Public Affairs	76
Department Central Purchases Authorized to Advertise for Furnishing and Delivering Snow Ploughs, Ready Mixed Concrete and Various Other Materials	73
Department Central Purchases to Advertise for Furnishing and De- livery 1940 Dump Truck for Shade Tree Division	112, 113
Department Central Purchase to Advertise for Various Materials for the Different Departments	113
Director Department of Parks and Public Property Bids for Repairs to Burke Generator, Power Plant	113
AGREEMENTS—	
Between the Public Service Coordinated Transport and the City of Newark for Use of Transport Poles for the Erection of Traffic Signals, Broad and Market Streets	77, 78
APPROPRIATIONS—	
Revenue and Finance	3, 4, 20, 33, 34, 58, 59, 104
Public Safety	5, 23, 34, 59
Public Works	5, 6, 20, 21, 34, 35, 59, 60, 104, 105
Parks and Public Property	7, 21, 35, 60, 61, 105
Public Affairs	7, 8, 9, 21, 22, 23, 36, 37, 38, 39, 61, 62, 63, 105, 106, 107
Jacob Fox, Legislative Agent for the City of Newark, \$2,193.00 for Services	112
BALLOTING ON CANDIDATES TO FILL VACANCY IN CITY COMMISSION	
	95 to 98, 129, 130

	Page
BIDS REJECTED—	
For Furnishing Concrete Units	12
BONDS APPROVED AS TO SUFFICIENCY—	
Keeper of Junk Shop	9
BONDS—	
Antiripation Notes, \$250.000.	107, 108
BUDGET TRANSFERS TO AND FROM BUDGET APPROPRIATIONS—	
Director of Revenue and Finance Authorized to Transfer Funds to and From the Budget Appropriations	11, 29, 30, 39, 40, 65, 66, 67, 68, 110, 111
CHANGE IN TITLE—	
Dr. Frank Devlin from Assistant Roentgenologist to Roentgenologist, City Hospital	14
CHANGE IN PAYROLL—	
Department of Parks and Public Property	13, 27, 45, 46, 81, 114, 115
COMMUNICATIONS—	
Board of Adjustment, Re: Variances From the Terms of the Zoning Ordinances	16, 47, 48, 86, 88, 123
Lehigh Valley R. R. Co. by R. D. VanDuzer, Re: Zoning Ordinance	99
CONTRACTS AWARDED AND EXECUTED—	
Otis Elevator Company to Furnish and Install One Governor Rope and a Safety Cable in Elevator No. 1, City Hall	12
Burnet Tire and Battery Co., Newark, N. J., Retreading and Repairing Tires (Public Affairs)	12, 13
Commercial Rubber Co., Bloomfield, N. J. (Public Affairs), Retreading and Repairing Tires	13
Thompson Materials Co., Newark, N. J. (Public Affairs) Brickote in Drums	13
Consolidated Plumbing and Heating Supply Co., (Public Works) Plumbing Supplies, City Hospital	13
Rogers-Ebert Co., Plumbing Supplies (Public Works)	13
McCarty & Sharkey, Newark, N. J., Varicus Sizes of "General" Tires and Tubes	26, 27
Wilkinson, Gaddis Co., Newark, Sugar	43
Herman Kussy, Newark, Sugar	43
Fisher-Cohen, Newark, Hospital Supplies	43
Medical Service Co., Newark, Hospital Supplies	43

	Page
Reinhold Schumann, Hospital Supplies	44
Westinghouse Electric Supply Co., Newark, Cable	41
H. G. Mooney Co., Newark, Toilet Tissue and Paper Cups	44
Hudson Smelting and Refining Co., Pig Lead	44
Newark Milk & Cream Company	77
Bordens Farm Products Co.	77
The Lissco Medical Corp., Newark, N. J., The Medical Service Co., Inc., Newark, N. J., Reinhold Schumann, Inc.	114
Price & Lee Co., Newark City Directories	114

EMERGENCY NOTES—

\$100,000 for Relief of Poor	69
Director of Revenue and Finance Directed to Issue and Sell, \$425,000 Emergency Notes	70
Emergency Note in the Amount of \$9,600 in Connection with the In- vestigation of Petitions in Reference to the Change of the Form of Government of the City of Newark	71
Emergency Note of \$9,000, Re.: Bus Transp.	83
Emergency Note. \$500,000. Director of Revenue and Finance Author- ized to Issue and Sell	108, 109

LEASE—

Lease Between Charles Realty Co., and The City of Newark of Prem- ises, 611 High Street, to be Cancelled	25
Lease Between Broad and Halsey Realty Co., and the City of Newark, of the Building Located at 359-361-363-365-367-369 Halsey Street, Furniture, Wood and Metal Project	119

MEETINGS—

November 1, 1939	1
November 8, 1939	19
November 15, 1939	31
November 22, 1939	57
November 29, 1939	99

ORDINANCES—First Reading—

An Ordinance Creating the Positions of "Operator of Heavy Motor Equipment," and "Laborer," in the Bureau of Street Cleaning	1, 2
An Ordinance to Amend an Ordinance Entitled "Zoning Ordinance of the City of Newark"	19
An Ordinance Granting Permission to the Celluloid Corp. to Erect and Maintain a Bridge Over Ashbridge Street	31, 32

ORDINANCES—Second and Third Reading and Final Passage—

An Ordinance to Amend an Ordinance Entitled "An Ordinance Relating To and Fixing the Salary of Officers and Employees, Division of Fire and Police"	2, 3
---	------

	Page
An Ordinance Providing for the Issuance of \$200,000 Water Bonds, City of Newark	100, 101, 102
An Ordinance Granting Permission to the Celluloid Corp. to Erect a Bridge Over Ashbridge Street	102, 103
ORDINANCES—Laid Over—	
An Ordinance Providing for the Issuance of \$200,000 Water Bonds	2, 20, 32
"An Ordinance Concerning the Operation of Open Air Parking Stations"	20
"An Ordinance Creating the Position of Operator of Heavy Motor Equipment" Department of Public Affairs	32
An Ordinance Providing for the Issuance of \$200,000 Water Bonds.....	57
An Ordinance to Amend an Ordinance Entitled "An Ordinance Con- cerning the Operation of Open Air Parking Station"	57
An Ordinance Relating to the Business of Moving Used Goods and Chattels	57
An Ordinance to Amend Zoning Ordinance of the City of Newark.....	99
ORDINANCES—Ordaining Clause Stricken Out—	
An Ordinance Creating the Positions of "Operator of Heavy Motor Equipment and Labor"	104
PENSION GRANTED—	
Dominick Stinis, also Known as Dominick Stiuse, Laborer, Bureau of Street Cleaning, Department of Public Affairs	46, 47
POSITIONS CREATED—	
Special Laborer in the Bureau of Weights and Measures, Department of Parks and Public Property	46
Incinerator Operator, Newark City Hospital	114
PROJECTS—	
National Youth Administration, Department Public Affairs	83, 84
To Operate Furniture and Metal Work Project, Department of Public Affairs	120
PROMOTIONS—	
Fireman, Harry H. Mead and 10 Others Appointed to the Rank of Captain, Fire Division, Department of Public Safety	29
REFUND LIQUOR LICENSES—	
Louis Lipman, 443 Washington Street	25, 26
Firemen's Pharmacy, 12 Clinton Street	41

	Page
Eugene W. Feur, 76 South Street	41
Louis DeRegatis, 88 Bloomfield Avenue	42
Helen Michaluszek, 248 Bruce Street	81
Ciraco D'Alois, 446 North 5th Street	82
Samuel Miller, 307 Mulberry Street	82
William Derricks, Grand Hotel, 78 West Market Street	112

REMARKS—

Re: An Ordinance to Amend Zoning Ordinance	99, 100
REPORT OF CITY OFFICERS	51, 52, 53, 54, 55, 56

RESOLUTIONS—

Vincent J. Murphy, Director, Department of Revenue and Finance to Attend the Taking of Disposition at the Duke Power Co., City of Charlotte, N. C.	10
Ralph B. Ward, Chief of the Electrical Bureau, Instructed to Attend the Meeting of The National Fire Protection Association, Atlantic City, December 1st	14
Re. Overpayment of \$5.00 by Flynn and Emrich to the Bureau of Smoke Abatement for Permit to Install a Stoker, Premises 722 Freinghuysen Avenue	17
Re. Dedication of Land Owned by the City of Newark to The Township of West Milford for the Widening LaRue Road in Said Township	24
Re. Title, Chief Laboratory Technician, Bureau of Health, Created	27
Re. Title of 2nd Assistant Health Officer, Bureau of Health, Created....	27
Re. Director of the Department of Public Works to Confer with the Board of Freeholders Regarding Transfer of Newark City Home for Boys	40, 41
Re. Portraits of Former Mayors to be Give to Care and Custody of the New Jersey Historical Society	42
Re. Transfer of 9th Precinct Police Station	45
Re. Property of Corporations, Individuals, Being Located in the City of Newark on the Assessing Date, October 1, 1937 for Taxing Year 1938 Be Proceeded Against	64, 65
Re. Emergency Notes, \$100,000 for the Relief of the Poor	69
Re. Expenses in Connection With the Examination of Petitions, with Reference to the Change of the Form of Government of the City of Newark	71
Re. Vacating of Streets for Newark Housing Authority	72, 73, 74
Director, Revenue and Finance Authorized to Contract With the N. J. Chapter No. 1, of American Institute of Real Estate Appraisers, and Real Estate Board of Newark, for Services	74, 75
Re. Remission of Fine of Nathan Schapiro	75

	Page
Re. Re-binding and Re-conditioning of Records and Books in Charge of City Clerk	76
Re. Associated Humane Societies of N. J., For Care of Stray Animals During the Year 1940	78
Purchase of Materials, Supplies, Labor, by the Director of Parks and Public Property, Approved	78, 79, 80
Re. Permission to the Proper Officers of the City of Newark to Inspect the Income Tax Returns	84
Re-allocation of Departments 88, 89, 90, 91, 92, 93, 124, 125, 126, 127, 128	
Re. Failure of Commissioner Murphy to Vote to Fill Vacancy of Commission Caused by the Resignation of Michael P. Duffy,	93, 94, 95, 124
Emergency Notes, \$375,000 to Renew	109, 110
Re. Emergency Notes, \$100,000,000	110
Re. Extension of Time for Construction, Gasoline Station and Lubritorium, 520-526 Ferry Street, Thomas Niemiec, owner	120
Re. Weyerhaeuser Timber Co., Sub-letting Part of Premises, Port Newark Terminal	120, 121

RESOLUTIONS RESCINDED—

No. 5960 Adopted October 25, 1939, 6003 Adopted November 1, 1939, 6046 Adopted November 3, 1939, 6074, Adopted November 15, 1939, 6076 Adopted November 15th, 6076 Adopted November 15th	65
Resolution No. 6157 Adopted November 22, 1939	121

RESOLUTIONS AMENDED—

Resolution No. 6088, Adopted November 15, 1939, Retirement of Dominick Stuso, Laborer, Bureau of Street Cleaning	119
--	-----

SALARY ADJUSTMENT—

Philip J. Santora, Assistant Roentgenologist, City Hospital	14
---	----

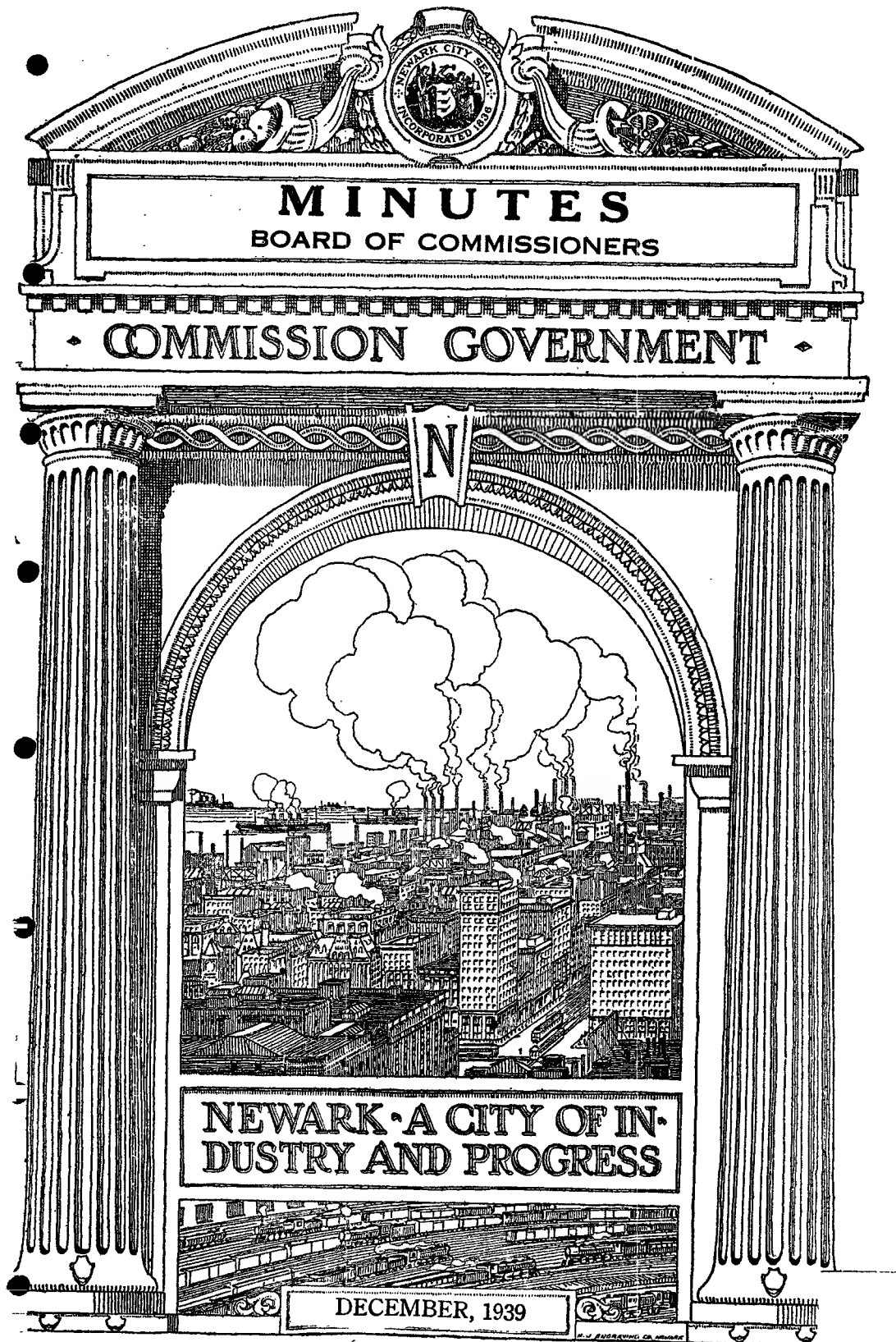
SALARY INCREASES—

John T. Bisch, Draftsman, Department of Public Affairs	23
Matthew Ryan, Reservoir Attendant, Department of Public Affairs....	29
Blacksmith Helpers in the Department of Public Affairs	80
Laborers, Bureau of Street Cleaning, Department of Public Affairs,	115, 116, 117, 118, 119

SALE OF LAND—

To Ella Baum, 417 Chadwick Avenue, a Certain Strip of Land Adjoining Aforesaid Premises	14, 15
---	--------

	Page
SETTLEMENT OF CLAIMS—	
Re. Frank Grad & Sons for Architectural and Engineering Fees, in Connection with Local Swimming Pool Projects	74
TAXES CANCELED—	
Trustees of Randall U. A. F. W. Baptist Church, 115-113 Oliver Street	110, 111
TAX EXEMPTION—(Veterans)—	
William C. Hinde, 143-145 South 8th Street	10
Frank J. Jackson, 141 4th Avenue, Newark, N. J.	72
Charles S. Podlas, 102 Albert Avenue	111
TAX SALE CERTIFICATES—	
Assigned No. 32785-32786 to A. M. Mesce, 116 to 122 Mt. Prospect Avenue, 118 to 130 Mt. Prospect Avenue (Rear)	23, 24
ZONING—	
Automobile Parking Station, 95 Broad Street	16
Retail Ice Depot, 100-102 Stuyvesant Avenue	17
Automobile Parking Station, 65-67 Washington Street	48
Automobile Sales Station, 1021-1023 Broad Street	48, 49
Automobile Parking Station, 49-51 Warren Street	49
Automobile Parking Station, 38-46 Avon Avenue	49
Automobile Sales Station, 333-335 Frelinghuysen Avenue	50
Automobile Parking Station, 63-65 Park Street	50
Distributing Station, for Bottled Soda, 619 North 6th Street	51
Construction and Operation, Gasoline Station and Lubratorium, 613- 621 McCarter Highway	85
Operation of a Luncheonette, Premises 324 Chancellor Avenue	85, 86
Automobile Parking Station, 290-298 Plane Street	87
Automobile Parking Station, 25-27 E. Alpine Street	87
Automobile Parking Station, 130-134 Orange Street	87, 88
Erection of a Loading Garage for Laundry, 379-383 South 7th Street	121
Addition to Automobile Parking Station, 19 Lombardy Street	122
Automobile Parking Station, 69-73 New Street	122
Automobile Repair Shop, 212-214 Stuyvesant Avenue	123



Dec.

1

2

3

4

5

6

7

8

9

10



JOSEPH M. BYRNE JR.
DIRECTOR OF PARKS
AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
DIRECTOR
OF PUBLIC WORKS



MEYER C. ELLENSTEIN
MAYOR
DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



MICHAEL P. DUFFY
DIRECTOR
OF PUBLIC SAFETY

MINUTES OF MEETINGS
OF THE
Board of Commissioners
of Newark, N. J.

D e c e m b e r , 1 9 3 9

Commissioners

MEYER C. ELLENSTEIN, Mayor

VINCENT J. MURPHY

JOSEPH M. BYRNE, JR.

MICHAEL P. DUFFY

PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS	SURVEYS
WATER SUPPLY	TRANSPORTATION
SEWERS	LIGHTING
STREET CLEANING AND	INSPECTION OF GAS METERS
REFUSE COLLECTION	CITY RAILWAY
MOTORS	INDUSTRIAL COMMISSION
CITY CLERK	DOCKS

NEWARK METROPOLITAN AIRPORT
NEWARK LABOR RELATIONS BOARD
PORT NEWARK DEVELOPMENT

Department of Public Safety

HON. MICHAEL P. DUFFY

POLICE	POLICE COURTS
FIRE	ELECTRICAL BUREAU
DIVISION OF BUILDINGS	HOUSING AUTHORITY

ALL LICENSES (Except Jitneys)
DEPARTMENT OF CENTRAL PURCHASE
MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL
INSURANCE FUND COMMISSION

NEWARK CITY GOVERNMENT

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

SHADE TREE
SMOKE ABATEMENT
WEIGHTS and MEASURES
PUBLIC CITY PARKS

ALL PUBLIC BUILDINGS
PRINTING and STATIONERY
FREE PUBLIC LIBRARY
NEWARK MUSEUM

NEWARK MUNICIPAL FARMERS' MARKETS
NEWARK ART COMMISSION

Department of Public Works

HON. PEARCE R. FRANKLIN

MUNICIPAL ASSISTANCE BOARD
BUREAU OF HEALTH
CITY HOSPITAL
BUREAU OF BATHS
ALMSHOUSE
CITY HOME FOR BOYS
BOARD OF ADJUSTMENT

OUTDOOR POOR
EMPLOYMENT BUREAU
- BAND CONCERTS
CAMP NEWARK
CELEBRATION OF
HOLIDAYS
LAW DEPARTMENT

CONVALESCENT HOSPITAL
IVY HILL POWER PLANT
RENTAL OF BEDS IN INSTITUTIONS

Department of Revenue and Finance

HON. VINCENT J. MURPHY

COMPTROLLER
CITY TREASURER
PENSION FUNDS

AUDITOR OF ACCOUNTS
TAX RECEIVER
DISTRICT COURTS

MARTIN ACT DEPARTMENT
BOARD OF ASSESSMENTS and REVISION OF TAXES
BOARD OF ASSESSMENT FOR LOCAL IMPROVEMENTS
SINKING FUND COMMISSION

Bureau of City Clerk

HARRY S. REICHENSTEIN

The City Clerk's Department is practically the City's Information Bureau. It is open from 8:30 A. M. to 4:30 P. M.; Saturdays 8:30 to 12 noon. This office will not be open on Sundays and holidays. Requests for general information are referred to this office.

The following departments are under the jurisdiction of the City Clerk:

Bureau of Vital Statistics	Second Floor
Marriage License Bureau.....	Second Floor
General Licenses	Second Floor
Documents, Records and Archives.....	Fourth Floor
Department of Elections.....	Sub-basement City Hall

Law Department

JAMES F. X. O'BRIEN, Corporation Counsel

RAYMOND SCHROEDER, First Assistant Corporation Counsel

THOMAS M. KANE, Assistant Corporation Counsel

SIMON ENGLANDER, Assistant Corporation Counsel

SAMUEL BERNHAUT, Assistant Corporation Counsel

HERMAN BLANK, Assistant Corporation Counsel

WILLIAM S. CANTALUPO, Assistant Corporation Counsel

JOSEPH B. SUGRUE, Assistant Corporation Counsel

VINCENT J. CASALE, Legal Assistant

JOSEPH A. WARD, Legal Assistant

Municipal Board of Alcoholic Beverage Control of the City of Newark, N. J.

SECOND FLOOR

Joseph W. O'Loughlin.....	Chairman
Harry L. Wagman.....	Commissioner
Gustave E. Wiedenmayer.....	Commissioner
Harry S. Reichenstein.....	Secretary

DIRECTORY OF DEPARTMENTS

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

Streets	317 City Hall
Water	City Hall, Annex
Sewers	City Hall, Third Floor
Street Cleaning and Refuse Collection.....	City Hall, Basement
Lighting	City Hall, Basement
Inspector of Gas Meters	City Hall, Basement
Jitneys	City Hall, Basement
City Railway	City Hall, Third Floor
Industrial Commission.....	City Hall, Third Floor
Labor Relations Board	City Hall, Third Floor
Docks	City Hall, Third Floor
Port Newark Development	City Hall, Third Floor
City Clerk	City Hall, Second Floor

Newark Metropolitan Airport

Department of Public Works

HON. PEARCE R. FRANKLIN

Bureau of Health	Plane and William Streets
City Hospital	Fairmont Avenue
Bureau of Baths	City Hall, Fourth Floor
Camp Newark	City Hall, Second Floor
City Home for Boys	Verona, N. J.
Almshouse.....	Ivy Hill, Newark, N. J.
Outdoor Poor.....	254 West Bigelow Street
Employment Bureau.....	46 Franklin Street
Band Concerts	City Hall, Second Floor
Celebration of Holidays	City Hall, Second Floor
Convalescent Hospital	Ivy Hill, Newark, N. J.
Rental of Beds in Institutions	City Hall, Second Floor
Law Department	City Hall, Second Floor
Board of Adjustment	City Hall, Third Floor
Municipal Assistance Board	City Hall, Second Floor

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

Newark Municipal Farmers' Market.....	Avenue A, Miller and Wright Streets
City Parks.....	City Hall, Second Floor and Basement
Shade Tree	City Hall, Basement and Second Floor
Smoke Abatement	City Hall, Second Floor
Weights and Measures	City Hall, Basement and Second Floor
Public Buildings	City Hall, Second Floor and Basement
Printing and Stationery.....	City Hall, Fourth Floor and Second Floor
Free Public Library	5 Washington Street
Newark Museum	49 Washington Street
Newark Art Commission	49 Washington Street

Department of Revenue and Finance

HON. VINCENT J. MURPHY

Comptroller	City Hall, First Floor
City Treasurer	City Hall, First Floor
Auditor of Accounts	City Hall, First Floor
Tax Receiver	City Hall, First Floor
Sinking Fund	City Hall, Second Floor
Martin Act Department	City Hall, Fourth Floor
Pension Funds	City Hall, First Floor
District Courts	City Hall, Annex

Department of Public Safety

HON. MICHAEL P. DUFFY

Police Division.....	Headquarters, Franklin Street
First Precinct.....	Washington and Court Streets
Second Precinct.....	Summer and Seventh Avenues
Third Precinct	Corner Market and Read Streets
Fourth Precinct	17th Avenue and Livingston Street
Radio Division	Headquarters
Motor Patrol and Emergency Division.....	77 Academy Street
Police and Fire Training School.....	18th Avenue and Norwood Street
Radio Maintenance & Traffic Signal Div.....	Congress and Lafayette Streets
First Criminal Court.....	Washington and Court Streets
Family Court	Police Headquarters
Second Criminal Court.....	Summer and Seventh Avenues
Traffic Court	City Hall Annex
Second Criminal Court, Part 2	Market and Read Streets
Third Criminal Court	17th Avenue and Livingston Street
Fire Division.....	Headquarters, City Hall, Third Floor
Engine Co. No. 1.....	188-192 Mulberry Street
Engine Co. No. 2.....	39-41 Centre Street
Engine Co. No. 3.....	39 Court Street
Engine Co. No. 4.....	241-243 High Street
Engine Co. No. 5.....	61-65 Congress Street

Engine Co. No. 6.....	344-346 Springfield Avenue
Engine Co. No. 7.....	227 West Market Street
Engine Co. No. 8.....	296 Ferry Street
Engine Co. No. 9.....	197-199 Summer Avenue
Engine Co. No. 10.....	33-35 Astor Street
Engine Co. No. 11.....	521-523 Central Avenue
Engine Co. No. 12.....	213-215 Belmont Avenue
Engine Co. No. 13.....	743-745 Summer Avenue
Engine Co. No. 14.....	69-71 Vesey Street
Engine Co. No. 15.....	269-271 Park Avenue
Engine Co. No. 16.....	469-473 Ferry Street
Engine Co. No. 17.....	84-86 Clinton Place
Engine Co. No. 18.....	395-399 Avon Avenue
Engine Co. No. 19.....	526-528 Frelinghuysen Avenue
Engine Co. No. 20.....	15-17 Prince Street
Engine Co. No. 21.....	420-438 Sanford Avenue
Engine Co. No. 22.....	199-201 New Street
Engine Co. No. 23.....	44-46 Mt. Prospect Avenue
Engine Co. No. 24.....	15-17 Prince Street
Engine Co. No. 26.....	420-438 Sanford Avenue
Engine Co. No. 27.....	87-90 Elm Road
Engine Co. No. 28.....	691-701 North 6th Street
Engine Co. No. 29.....	1028-1030 Bergen Street
Engine Co. No. 32.....	South Dock and Terminal Street
Engine Co. No. 33 (Fireboat)	Foot of Centre Street
Flood Light Car.....	33-35 Astor Street
Rescue Squad No. 1	199-201 New Street
Truck Co. No. 1.....	188-192 Mulberry Street
Truck Co. No. 2.....	241-243 High Street
Truck Co. No. 3.....	227 West Market Street
Truck Co. No. 4.....	65 Congress Street
Truck Co. No. 5.....	213-215 Belmont Avenue
Truck Co. No. 6.....	441-443 Broadway
Truck Co. No. 7.....	269-271 Park Avenue
Truck Co. No. 8.....	469-473 Ferry Street
Truck Co. No. 9.....	395-399 Avon Avenue
Truck Co. No. 10.....	1028-1030 Bergen Street
Truck Co. No. 11.....	521-523 Central Avenue
Truck Co. No. 12.....	420-438 Sanford Avenue
Water Tower.....	39-41 Centre Street
Repair Shop	52-60 Prospect Street
Telegraph Department Shop.....	82 Bruce Street
Reserve and Supply Company No. 1.....	56-58 Prospect Street
Telegraph Department.....	City Hall, Fourth Floor
Building Department	City Hall, Fourth Floor
Electrical Bureau	City Hall, Fourth Floor
License Division (Except Jitneys)	City Hall, Second Floor
Department of Central Purchase.....	City Hall, Basement
Municipal Board of Alcoholic Beverage Control	City Hall, Second Floor
Housing Authority	City Hall, Fourth Floor
Insurance Fund Commission.....	City Hall, Third Floor

Index

Commissioners Minutes, December, 1939

	Page
ADVERTISING AUTHORIZED—	
Director of Parks and Public Property, Furnishing Materials and Supplies for all Departments	20
For Furnishing and Delivering Concrete Units, Dodge Automobiles and Trucks and Other Items	51
Director of Department of Public Affairs to Advertise for Sealed Proposals for the Taking Down of City-owned Hangars, Newark Airport	84
Director of Department of Public Affairs to Advertise for Sealed proposals for Repairing City Garage, Victoria Street	84
Department of Central Purchase for Furnishing and Delivering Electric Adding and Listing, and Various Other Machines	125
Elevator Repairs, City Hall Group of Buildings	126
AGREEMENTS—	
Between the D., L. & W. R. R. and The City of Newark	19
Between The City of Newark and The United States Government	19, 20
APPROPRIATIONS—	
Revenue and Finance	7, 8, 42, 71, 72, 112, 113
Public Safety	8, 41, 72, 113, 114
Public Works	9, 39, 72, 73, 113, 114
Parks and Public Property	9, 10, 34, 41, 74, 115
Public Affairs	10, 11, 12, 13, 40, 41, 75 to 79, 116 to 118
Victor J. Hall, Acting Superintendent Newark City Home at Verona, N. J., Reimbursement for Expenses	128, 129
APPOINTMENTS—	
Constables	79
BALLOTING ON CANDIDATES—	
To Fill Vacancy in City Commission	34, 35, 63, 64, 104, 105, 134
BIDS REJECTED—	
For Furnishing Gasoline	21
Bids for Common Brick, Received November 13, 1939 by the Bureau of Central Purchase	50

	Page
Bids Received by the Director of the Department of Public Affairs, April 13, 1939, for the Demolition of Airplane Hangars, Newark Airport	84
For the Repairing and Upholstering Furniture in the Mayor's Office and Board of Education Building	125, 126
Window Cleaning, City Hall Group of Buildings	127
 BONDS APPROVED AS TO SUFFICIENCY—	
Constables	118
 BONDS—Anticipation Notes—	
Anticipation Notes of the City, \$200,000	80
 BUDGET—	
Transfer of Funds To and From the Budget Appropriation, 13, 19, 44, 45, 46, 80, 81, 82, 119, 120, 121, 122	122
 CHANGE IN PAYROLL—	
Department of Parks and Public Property	24, 47, 95
 COMMUNICATIONS—	
Barclay, Moore & Co., 123 South Broad Street, Philadelphia, Pa., Re: Reconversion \$25,000 Funding Bonds	13, 14
Board of Adjustment, Re: Variances from the Terms of the Zoning Ordinance	27, 53, 54, 98
 CONTRACTS AWARDED AND EXECUTED—	
Westinghouse Electric Co., Repair Elevator, Police Headquarters Building	21
Mack Engineering Co., Repair Stoker, City Hall Power Plant	21, 22
B. and B. Drug Co. and 15 Others, Medical Supplies	22
Henry Lohse Co., Tractor and Plows	22, 23
Harrison Supply Co., Cement, etc.	23
Cities Service Oil Co., Asphalt Cement	23
Dosch-King Co., Asphalt Cement	23
John P. Callaghan, Inc., Mixed Concrete	23
Standard Bitulithic Co., Broken Stone, etc.	23
The Highway Corp., Asphalt, etc.	23
Armored Corp., Basin Heads	23, 24
Citizens Publishing Co., Printing	24
Dosch-King Co., Bituminous Enamel	49
Heating Utilities Co., Fuel Oil Burners	49, 50
Ralph B. Smith, Plumbing Repairs, Police Headquarters Building ...	50
Western Union Telegraph Co., rental of Electric Clocks, Police Head- quarters Building	50, 51
F. Enderlin & Son, Binding Books	51
J. L. Hemphill & Co., for Repairing and Re-Wiring the Burke Genera- tor in City Hall Power Plant	85

	Page
International Electrical and Flag Decorating Co., Inc, for Lighting of Christmas Trees on the Front Lawn, City Hall	85, 86
Harry W. Jennings, for Painting Flag Poles in City Parks	86
Graybar Electric Co., (Western Electric Tubes)	86, 87
Viola Bros., Inc., Cinders	87
Hervey B. Phillips, Addressograph Sales Agency, Addressographs, Frames, Plates and Cards	83
Frank Lapa, Old Bridge, N. J., Bituminous Sand	88
Warren Foundry Corp., Pipe and Castings	89
Carl W. Busch Co., Newark, N. J., Harley-Davidson Motorcycles	89
Core, Joint Concrete Pipe Co., Newark, N. J., Concrete Pipe	90
Armour Concrete Corp., Newark, N. J., Manhole Heads and Basin Heads	91
International Harvester Co., Newark, N. J., International Truck	91
Fischer Auto Sales Co., Newark, N. J., Ford Commercial Car	92
Hagin, Koplin, Inc., Newark, N. J., Ford Sedan	92
R. R. Brant Co., Cabinets	92, 93
Smith Tractor & Equipment Co., Reversible Trip Blade Baker Snow Plows	93
Foley Chevrolet Motor Sales Co., Newark, N. J. (Parks and Public Property), Chevrolet Dump Truck	126, 127
Harrison Supply Co., Harrison, N. J., (Public Affairs) Sewer Bickr....	127
Royal Typewriter Co., Royal Typewriters	128

EMERGENCY NOTES—

Re: Emergency Note or Notes, \$15,000 Board of Works Pension Fund	15, 16
Emergency Note, \$5,000, Bureau of House Sewer Connections	42, 43
Emergency Note, \$20,000, Fire and Police Pension Fund	43, 44
Emergency Note, \$20,000, Bureau of Motors, Department of Public Affairs	121, 122

LEASE—

Between the City of Newark and Eastern Airlines, Inc	123
--	-----

MEETINGS—

December 6th, 1939	1
December 13th, 1939	37
December 20th, 1939	65
December 27th, 1939	106

ORDINANCES—First Reading—

An Ordinance to Amend an Ordinance Entitled "An Ordinance to Regulate the Opening and Closing Hours of Establishments Licensed for the Sale of Alcoholic Beverages	1, 2
An Ordinance to Amend Paragraph 6 of an Ordinance Entitled "An Ordinance Regulating Taxicabs	2, 3
An Ordinance Providing for the Issuance of Street Improvement Bonds of the City of Newark	3, 4, 5

	Page
An Ordinance Granting Newark Farmers Market, Inc., Permission to Construct and Operate a Single Track Siding Across Lister Avenue	5, 6
An Ordinance Providing for the Vacation of Part of Clinton Avenue, Between Chadwick Avenue and Hedden Terrace	37
An Ordinance Providing for the Vacation of Two Parts of Sheffield Street	38, 39
An Ordinance to Rescind Ordinances Providing for the Issuance of Bonds and Bond Anticipation Notes, Heretofore Adopted by the Board of Commissioners	65, 66
An Ordinance to Amend an Ordinance Entitled "Zoning Ordinance, City of Newark," Adopted January 8, 1930	66, 67

ORDINANCES—Second, Third and Final Passage—

An Ordinance to Amend Paragraph 6 of an Ordinance Entitled "An Ordinance Regulating and Licensing Taxicabs and Drivers," Thereof	67, 68
An Ordinance Granting Newark Farmers Market, Inc. Permission to Construct, Operate and Maintain a Single Track Freight Siding at Grade Across Lister Avenue	69, 70
An Ordinance Providing for the Issuance of Street Improvement Bonds, City of Newark	106, 107, 108, 109
An Ordinance Providing for the Vacation of Part of Clinton Avenue	109, 110
An Ordinance Providing for the Vacation of Two Parts of Sheffield Street for the Vacation of Part of Lemon Street, and for the Vacation of a Strip of James Street	110, 111

ORDINANCES—Laid Over—

An Ordinance to Supplement and Amend an Ordinance Entitled An Ordinance Concerning Open Air Parking Stations	7
An Ordinance Concerning the Operation and Maintenance of Open Air Parking Stations in the City of Newark	70
An Ordinance Providing for the Issuance of Street Improvements Bonds of the City of Newark	71
An Ordinance Concerning the Operation and Maintenance, Open Air Parking Stations	106

ORDINANCES—Rescinded—

An Ordinance to Rescind the Ordinance Entitled "Ordinance Authorizing the Issuance of \$1,175,000, Poor Relief Bonds, City of Newark" Adopted September 13, 1939	65
--	----

ORDINANCES—Ordaining Clauses Stricken Out—

An Ordinance to Amend an Ordinance, Entitled "Zoning Ordinance of the City of Newark, Adopted January 8, 1930	66
An Ordinance to Regulate and Establish the Opening and Closing Hours of Establishments Licensed for the Sale of Alcoholic Beverages	67
An Ordinance Relating to the Business of Moving Used Goods and Chattels	70

	Page
PENSION GRANTED—	
Elizabeth McElroy, Cleaner, Bureau of Public Buildings	24
Paulo Monaco, Laborer, Bureau of Street Cleaning, Department of Public Affairs	96
POSITION CREATED—	
Position of Mechanical Helper Created in the Department of Public Affairs	48
PROJECTS—	
National Youth Administration Project, Department of Parks and Public Property	25, 26
National Youth Administration Project, Department of Public Affairs	26
Construction, Alteration and Improvement Project, Ivy Hall Alms House and Convalescent Hospital, Department of Public Works.....	26, 27
Department Public Works, Newark Health Department	46
Department of Public Affairs, To Provide Employment for 1026 Persons to be Taken from the Relief Rolls of the City	51, 52
Department of Public Works, Construction and Improvement Project as Municipal Lodging House, 426 Washington Street	52
Department of Public Affairs, Toy Mending, Furniture Repair, etc.	52
Construction, Alteration and Improvement Project, Newark City Hospital, Department of Public Works	129
PROMOTIONS—	
Thomas A. Crann, Patrolman, Police Division, Department of Public Safety, Promoted to Rank of Sergeant Steno.	47, 48
REFUND LIQUOR LICENSES—	
Julius Haino, 20 Herman Street, Newark, N. J.	122, 123
REMARKS—	
Re: Failure of Commissioner Vincent J. Murphy to Participate in Balloting to Fill Vacancy Created by the Resignation of Michael P. Duffy	29, 30
Re: Resolution on Lease of Hangar at Airport	97
REPORTS OF CITY OFFICERS	60, 61, 62, 63, 131, 132, 133
RESOLUTIONS—	
Re: Reconversion, \$25,000 Funding Bonds held by G. G. Barclay.....	14, 15
Re: Emergency Note, \$15,000, Board of Works Pension Fund	15, 16
Re: Expenses, \$15,000,000.00 Tax Appeal, Held in Charlotte, North Carolina	16, 17
Re: Allocation of Departments.....	30 to 34, 55 to 59, 100 to 103
Re: Emergency Appropriation, \$5,000, Bureau of House Sewer Connections	42

	Page
Re: Refusal to Participate in the Balloting to Fill Vacancy Created by the Resignation of Michael P. Duffy	60
Re: Emergency Appropriation, \$39,000	83
Re: Authorizing Jos. J. Smith, President Board of Assessment and Revision of Taxes to Act in Behalf of the City of Newark in Tax Appeals	84
Re: Authorizing the Director of Department of Parks and Public Property to Demolish the Building on the Premises 534 Ferry Street	85
Re: Purchases of Materials, Supplies and Labor by the Director of the Department of Parks and Public Property Approved .....93, 94,	95
Director of Department of Public Affairs Authorized to Engage the Services of Harry W. Tuttle as Consultant Architect. Re: In Settlement of Part of the Foundation, Victoria Street Garage	95, 96
Re: Application to State Director for Continuous Month to Month Assistant to Aid in the Financing of Their Relief Program.....	118, 119
Re: Assignment of the Department of Central Purchase to the Jurisdiction of the Director of the Department of Parks and Public Property	123, 124
Re: Contract Between North Jersey District Water Supply Commission, the City of Newark, City of Bayonne and Town of Kearny	124, 125
Director of Department of Parks and Public Property Authorized to Repair, Replace and Install Necessary Electrical Material for Telephone Cables to Relieve Telephone Congestion in City Hall Buildings	125
Re: Window Cleaning, City Hall Group of Buildings	128

RESOLUTIONS RESCINDED—

Resolution No. 6192, Adopted November 29, 1939	19
Resolution No. 6250, Adopted December 6, 1939	44
Resolution No. 6305, Adopted December 13, 1939	80

SALARY INCREASE—

Frank R. Maher, Bureau of Weights and Measures	48, 49
--	--------

TAX SALE CERTIFICATES ASSIGNED—

To A. M. Mesce, Nos. 31185, 76, 78, Garden Street, 28414, 87, 85 Osborne Terrace, 39989, 28 Frelinghuysen Avenue, 29519, 17 Bock Avenue	17, 18, 19
To Arthur Perkoff, Certificate No. 29445, 67, 71 Willoughy Avenue	17, 18

ZONING—

Storage Second-hand Lumber, 16 Monteith Avenue	27
Automobile Parking Station 124 Academy Street	28
Automobile Parking Station, 47½ Broad Street	28
Automobile Parking Station, 124 Academy Street	28, 29

	Page
Automobile Parking Station, 42-46 Warren Street	23
Gasoline Station and Lubritorium, 296-300 West Market Street, extension of Time Granted for Construction	47
Construction of a Building for Automobile Painting and Sale of Used Cars, 395, 397 Halsey Street	53
Renewal of Permit for Two Portable Gasoline Tanks, 42 Elm Street	54
Renewal of Permit for Auto Tire Service, 380 Clinton Avenue	54
For the Manufacture of Dolls' Dresses, 222 First Street	55
Automobile Parking Station, 124 Academy Street	97
Automobile Parking Station, 29-33 Warren Street	97, 98
Renewal of Two Gasoline Pumps, 1136-1168 Raymond Boulevard	99
Automobile Parking Station, 582-602 Broad Street	99
Installation of One Gasoline Pump, 85-101 Riverside Avenue	129, 130
Gasoline Service Station, 143-149 Avon Avenue	130
One Stationery Gasoline Pump, 25 Van Velsor Place	131

MINUTES OF MEETINGS
OF THE
Board of Commissioners

January, 1939

Newark, N. J., January 4, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Standard Time.

Present: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Absent: Commissioner Franklin.

Mayor Ellenstein: The Clerk will read the minutes of the adjourned meeting of December 27th and the regular meeting of December 28th, 1938.

Commissioner Byrne: I move we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to repeal an ordinance en-

titled "An Ordinance relating to traffic and regulating the use of public streets and highways in the City of Newark, prescribing regulations relative to the parking of vehicles upon such public streets and highways; providing for the installation, operation, maintenance, supervision, regulation and control of the use of parking meters; defining and providing for the establishment of parking meter zones upon the public streets and highways; providing for the payment thereof and for the supply of parts therefor exclusively from the receipts obtained from the operation of parking meters; providing for the enforcement hereof and providing penalties for the violation hereof; declaring this ordinance to be an emergency measure," adopted October 6, 1937, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Duffy: At the request of the Broad Street Association, I move it be deferred for one week.

Commissioner Byrne: I second the motion.

The roll being called, the motion

declared adopted by the following votes.

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Seven Thousand Five Hundred Ninety-Four Dollars and Twenty-five Cents (\$7,594.25) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Contingent\$7,594.25

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand, One Hundred Thirty-six Dollars and Sixteen Cents (\$2,136.16) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

City Hospital Alterations	\$ 199.73
Bureau of Baths	1,861.52
Public Outing	29.91
City Hospital	45.00
	<hr/>
	\$ 2,136.16

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

RESOLVED: That the sum of One Hundred Eighteen Dollars and Ninety Cents (\$118.90) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

Electrical Bureau\$118.90

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Hundred Eighty-two Dollars and Sixty-two Cents (\$782.62) be and the same is hereby appropriated to the person named on the annexed certified list, being the bill and claim of the Department of Public Safety, as follows:

Department of Central
Purchase\$782.62

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED: That the sum of Three Thousand, Three Hundred Seventy Dollars and Twenty-Four Cents (\$3,370.24) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending December 28th and December 31st, 1938, as follows:

Shade Tree	\$ 2,152.24
Public Buildings	1,218.00
	<hr/>
	\$ 3,370.24

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Six Thousand Eight Hundred Sixty-three Dollars and Ninety-eight Cents (\$6,863.98) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$.30
Comptroller's Office	4,620.80
Tax Board	670.50
Advertising Tax Sale	49.98
Fiscal Agent	1,332.17
Reserve for Overpayments	
Comptroller's Office	190.23
	<hr/>
	\$ 6,863.96

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand One Dollars and Eighty-three Cents (\$2,001.83) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$ 2,001.83

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Four Hundred Twenty-one Dollars and Forty-four Cents (\$421.44) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$ 348.30
Motors	17.20
Streets	12.00
Public Lighting	5.00
Street Cleaning	5.00

Newark Industrial Com-	
mission	10.00
Newark Airport	23.94
	<hr/>
	\$ 421.44

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-four Thousand, Five Hundred Forty Dollars and Seven Cents (\$34,540.07) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

**City Treasurer, Weekly Payroll,
Period Ending December 28, 1938:**

Newark Airport	\$ 2,554.30
Bureau of Motors	2,595.42
Bureau of Streets	1,231.19
Bureau of Sewers	798.66
House Sewer Connections..	389.46
Bureau of Street Cleaning	17,434.38
Street Construction	452.17
Bureau of Docks	683.80
Bureau of Water	8,400.69
	<hr/>
	\$ 34,540.07

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED That the sum of Eight Dollars and Thirty Cents (\$8.30) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Doremus Avenue Bridge\$8.30

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-two Dollars (\$42.00) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$42.00

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Nine Hundred Twenty-four Dollars and Sixty Cents (\$3,924.60) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Project No. 3531-7)	\$ 3,824.60
Street Construction (WPA Project No. 3531-7)	100.00
	<hr/>
	\$ 3,924.50

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Seven Hundred Seventy-two Dollars and Fifty-one Cents (\$3,772.51) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water (WPA Project No. 5046)	\$ 791.76
Water (WPA Project No. 4650)	280.00
Water (WPA Project No. 4533)	112.00
Water (WPA Project No. 649)	162.75
Water (WPA Project No. 649)	570.00
Water (WPA Project No. 4650)	938.00
Water (WPA Project No. 5046)	918.00
	<hr/>
	\$ 3,772.51

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED That the sum of Five Thousand, Ninety-one Dollars and Ninety-nine Cents (\$5,091.99) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:
Street Construction

(WPA Project No. 3571-7)	\$5,041.99
Street Construction	
(WPA Project No. 3531-7)	50.00
	<hr/>
	\$5,091.99

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seventy-seven Dollars and Forty-four Cents (\$77.44) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construc- tion	\$77.44
---------------------------------------	---------

M. Ellenstein
M. P. Duffy
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

RESOLVED That the sum of Two Thousand Six Hundred Thirty-nine Dollars and Thirty-three Cents (\$2,639.33) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Bureau of Street Cleaning
—Snow Removal\$ 2,639.33

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Hundred Six Dollars and Ninety Cents (\$606.90) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$170.00
Airport Construction 66.90
Street Construction (WPA
(WPA Project No. 3531)..... 260.00
Street Construction (WPA
(WPA Project No. 601)..... 110.00
\$606.90

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED That the following bonds be and the same are hereby approved as to sufficiency:

CONSTABLE'S BONDS:

Joseph Tanenbaum,
William Kalb,

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the following named persons be and they are hereby appointed Constables of the City of Newark, for the term expiring December 31, 1939:

Herman Wurzel, 201 Leslie Street.

John Warner, 247 Vassar Avenue.

Joseph Tanenbaum, 50 Milford Avenue.

William Kalb, 150 Leslie Street

Irving L. Kranzler, 253 Goldsmith Avenue,

William W. Levy, 83 Johnson Avenue.

Seymour Schoenbrun, 439 Florence Avenue.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, Section 110 of the Local Budget Act as amended provides that (where any contracts, commitments or payments are to be made prior to the final adoption of the 1939 budget), temporary appropriations should be made for the purposes and amounts required in the manner and time therein provided:

WHEREAS, the date of this resolution is within the first fifteen days of January, 1939;

AND WHEREAS, one-quarter of the total appropriations in the 1938 budget exclusive of any appropriations made for debt service in said 1938 budget is the sum of Nine Million, Five Hundred Eighty-Nine Thousand, Eight Hundred Ninety-four Dollars and Six Cents (\$9,589,894.06);

NOW, THEREFORE BE IT RESOLVED, That the following temporary appropriations be made and that a certified copy of this resolution be transmitted to the chief financial officer for his records:

	Personal Service	Materials and Supplies
Department of Public Works	\$ 555,237.80	\$2,209,508.70
Department of Revenue and Finance	144,060.75	178,124.04
Department of Public Affairs	379,747.25	195,800.75
Department of Parks and Public Property.....	117,755.75	213,783.50
Department of Public Safety	1,380,738.44	88,357.27
Newark Technical School .....	.....	17,312.56
Passaic Valley Sewer .....	.....	91,789.48
Fiscal Agent .....	.....	1,825.75
City Sundries .....	.....	10,375.00
Down Payment on Capital Improvements.....	.....	14,000.00
U. S. Army Base .....	.....	25,000.00
Judgements .....	.....	16,750.00
Public Schools	1,784,250.00	198,250.00
Contingent .....	.....	6,250.00
Maintenance Foreclosed Property .....	.....	500.00
Alcoholic Beverage Control Board .....	.....	1,000.00

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, the Department of Public Safety has entered into a W. P. A. project for the construction of a "Rifle and Pistol Range," location on Route 25 near McClellan Street, project application No. 3-7-925, official work No. 4632-7, for the training of members of the Police Department in the use of arms and ammunition on city-owned property in the Port Newark area development and the Newark Airport; and

WHEREAS, the land on which the

range is to be constructed is within the administrative jurisdiction of the Department of Public Affairs for the purposes of the Port and the Airport; and,

WHEREAS, it is agreed that the site shall be temporarily devoted to the use of the "Rifle and Pistol Range" and jurisdiction for that purpose shall rest in the Director of the Department of Public Safety until and when it may and shall be determined by the Board of Commissioners that the use thereof is necessary in the development and use of Port Newark, by the City or lease or for use of the Airport;

THEREFORE, BE IT RESOLVED That the parcel and property on which is to be constructed W. P. A. project, as above stated, situate on Route 25, near McClellan Street, in Port Newark Area be and the same is hereby transferred from the administrative jurisdiction of the Director of the Department of Public Affairs to the Director of the Department of Public Safety, for the purpose of use as a rifle and pistol practice range for the members of the Police Department, to have and to hold for said use until and when it may and shall be determined by this Board that the property shall be returned to and for the purpose from which it is hereby transferred:

DESCRIPTION:

Beginning at a point in the westerly line of land of the City of Newark lying easterly of State Highway Route No. 25 where said westerly line is intersected by a line parallel to and distant 65 feet measured northerly at right angles to the Newark-Elizabeth boundary line; thence easterly parallel to the Newark-Elizabeth boundary line 250 feet; thence northerly at right angles to the Newark-Elizabeth boundary line 200 feet; thence westerly parallel to the Newark-

Elizabeth boundary line 260 feet more or less to the westerly line of land of the City of Newark; thence southerly along the westerly line of land of the City of Newark 200 feet more or less to the place of beginning, together with a driveway 20 feet in width extending from the northerly line of the above-described tract to the easterly line of State Highway Route No. 25.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering materials listed below, therefore be it

RESOLVED: By the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorize and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

MINE SAFETY APPLIANCE
COMPANY, Pittsburgh, Pa.

(Public Safety)

One (1) or more Gas Masks, M.S.A.,
one hour type oxygen breathing ap-
paratus, with speaking diaphragm,
@ \$200.00 each.

CARL W. BUSH CO., Newark, N. J.

(Public Safety)

One (1) or more Harley-Davidson
Motorcycles 1939 Model, 80 cu. in.
gear ratio 4.76 to 1; 3 speed trans-
mission, color silver, tires Good-
year 4 ply motorcycle a. w. tread,
equipped with rear wheel siren with
hand control, steering damper,
handle bar windshields and also
leg shields @ \$505.00 each.

One (1) or more Harley-Davidson
1939 Model Side-cars with lights
and covers; color to match above
motorcycles. Side cars to be type
readily adjustable and proper size
to fit above motorcycles @ \$140.00
each.

ALLOWANCES: For one (1) or more
of the following 1936 Indian Mo-
torcycles with side cars:
C-21, C-22, C-23, C-24, C-25 and C-
26 all at \$110.00 each.

PRATT & WHITNEY DIVISION,
NILES BEMENT POND CO.,
New York, N. Y.

(Public Safety)

One (1) Boye & Emmes 14"
Engine Lathe to swing 78"
between centers, Lathe to
be motor driven with Vee
Belt complete with steady
rest and 4 jaw independ-
ent chuck, 2 Force Plates
and Set of Wrenches, D. C.
Current 550 Volt, f.o.b.
Cincinnati, Ohio, each\$2,992.00

Freight and cartage 60.00

Total price delivered, each \$3,052.00

AMERICAN-LA FRANCE-FOAM-
ITE CORPORATION, Elmira, N. Y.

(Public Safety)

One (1) American-LaFrance Hose
Car, 3 cylinder, 131 horsepower, 1,-
200 ft. hose body, 100 gal. booster
tank, color—white as per specifica-
tions on file in the office of the De-
partment of Central Purchase @
\$6,150.00 less 5% for cash within
30 days.

BURROUNGH'S ADDING MACHINE
COMPANY, Newark, N. J.

(Revenue and Finance)

Three (3) Burroughs Special Tax Re-
ceipting Machines, Style 10-10-50
\$671.40 each.

ALLOWANCES: Trade in machines
10A20755, 10A20756, and 10A30523
50.00 each.

HANNON FLOOR COVERING
COMPANY, Newark, N. J.

(Parks and Public Property)

Approximately 170 sq yds. 3/16"
Jaspe Linoleum, Detective Bureau,
Police Headquarters, 3rd floor @
\$1.60 sq. yd.

Approximately 230 sq yds. 3/16"
Jaspe Linoleum, Record Bureau,
Police Headquarters, 3rd floor @
\$1.60 sq. yd.

Approximately 200 sq. yds. 3/16"
Jaspe Linoleum, Fire Alarm, City
Hall, 4th floor @ \$1.60 sq. yd.

Approximately 149 sq. yds. 3/16"
Jaspe Linoleum, Fire Headquart-
ers(3rd floor, City Hall @ \$1.60
sq. yd.

All Linoleum to be cemeted, lined and rolled. See Custodian for pattern and color.

R. R. BRANT COMPANY,
BRENNER DESK COMPANY,
HERBERT L. FARKAS COMPANY
OLSHAN OFFICE FURNITURE
COMPANY
OBERG & TONKIN
SECURITY STEEL EQUIPMENT
CORP.

Office furniture for the Departmet of Parks and Public Property, at the unit prices shown on list on file in the office of the Department of Central Purchase.

C. WOLBER COMPANY, Newark,
N. J.

(Public Affairs)

Approximately 25,000 Newark Airport Folders for \$1,115.00 lot.

JOHN P. CALLAGHAN, INC.,
Harrison, N. J.

(Public Affairs)

Approximately 2,000 cu. yds. 1:2:4 H. E. S. Ready Mixed Concrete with Grade C or E Broken Stone as designated by the Engineer @ \$6.45 cu. yd.

BUILDERS' MATERIAL SUPPLY
COMPANY, Newark, N. J.

(Public Affairs)

Approximately 150,000 Common Building Bricks, classified as hard, A. S. T. M. Serial Designation C-32 24 @ \$12.85 per M.

S. H. GROSSMAN, INC.,
Newark, N. J.

(Public Affairs)

One (1) 1½ ton Dodge Truck with Express Body for @ \$1,069.50

COMMERCIAL RUBBER COMPANY, Bloomfield, N. J.

Renewing treads, section repairs, and reinforcements repairs for tires for the various sizes and at the prices shown on file in the office of the Department of Central Purchase, for the period of six (6) months from date of award.

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Forage for the various departments requiring same.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED, that Resolution No. 3969, adopted by the Board of Commissioners on December 21, 1938, awarding and directing execution of contracts for furnishing and delivering miscellaneous materials, be and the same hereby is rescinded only insofar as it concerns contracts awarded to Fischer's Auto Sales Company,

Griggs Motor Sales, Inc., and Hagin & Koplin, Inc., for furnishing and delivering Ford automobiles and trucks; said resolution in all other respects to remain in full force and effect, and granting permission to the Department of Central Purchase to readvertise for the furnishing and delivering of automobiles and trucks.

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, Guiseppe Iacangelo (whose name is shown on the records of the City of Newark as Guiseppe Jacaneglo), has been employed by the City of Newark since March 25, 1912, in the capacity of laborer, in the Bureau of Water, Department of Public Affairs; and,

WHEREAS, said Iacangelo has made application for a pension under Chapter 103, P. L. 1923, (Revised Statutes 1937, 43:12-1) wherein it is provided that:

"A person who has been continuously employed in any city for a period of twenty-five years, and has reached the age of seventy years, may retire or be retired at any time thereafter. On and after retirement he shall be paid by the city one-half the amount he was receiving as salary from the city at the time of his retirement";

and,

WHEREAS, it appears that said

Giuseppe Iacangelo is over the age of 73 years, and has been employed by the City of Newark for a period of more than 25 years; and,

HEREAS, said Guiseppe Iacangelo was receiving a salary of \$20.80 per week, and is unable to work, due to advanced age;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the application for pension of Giuseppe Iacangelo, employed by the City of Newark, in the Department of Public Affairs, Bureau of Water, in the capacity of laborer, is hereby granted, under and by virtue of the provisions of Chapter 103, P. L. 1923, (Revised Statutes 1937, 43:12), said pension to become effective as of January 4, 1939; and,

BE IT FURTHER RESOLVED, that said Guiseppe Iacangelo (whose name is shown on the records of the City of Newark as Guiseppe Jacaneglo) be paid a pension of \$10.40 per week, said pension to be paid as other pensions are paid.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

WHEREAS, John Catena, an employe of the City of Newark, has been employed by said City since June 19, 1911, in the capacity of street cleaner, in the Bureau of Street Cleaning, Department of Public Affairs; and,

WHEREAS, said Catena has made application for a pension under Chapter 103, P. L. 1923, (Revised Statutes

1937, 43:12-1), wherein it is provided that:

"A person who has been continuously employed in any city for a period of twenty-five years, and has reached the age of seventy years, may retire or be retired at any time thereafter. On and after retirement he shall be paid by the city one-half the amount he was receiving as salary from the city at the time of his retirement";

and,

WHEREAS, it appears that said John Catena is about 74 years of age, having been born on January 6, 1865, and has been employed by the City of Newark for a period of more than 25 years; and,

WHEREAS, said John Catena was receiving a salary of \$21.84 per week and is unable to work, due to advanced age;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the application for pension of John Catena, employed by the City of Newark, in the Department of Public Affairs, Bureau of Street Cleaning, in the capacity of laborer, is hereby granted, under and by virtue of the provisions of Chapter 103, P. L. 1923, (Revised Statutes, 1937, 43:12), said pension to become effective as of January 11, 1939; and,

BE IT FURTHER RESOLVED, that said John Catena be paid a pension of \$10.92 per week, said pension to be paid as other pensions are paid.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs, desires to file with the United States Works Progress Administration, a project application to employ needy unskilled, skilled, professional and clerical men and women to plant, cultivate, can and distribute garden vegetables and produce free of charge to the needy of the City of Newark; and,

WHEREAS, the contribution of the United States Works Progress Administration for said project amounting to \$511,912, is contingent upon the expenditure of \$148,295 by the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the Director of the Department of Public Affairs is hereby authorized to expend the sum of \$148,295 for the purpose aforesaid.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs, desires to file with the United States Works Progress Administration, a project application to employ needy professional, technical and clerical persons to check all house number preparatory to the adoption of a new system of house numbering for the City of Newark; and,

WHEREAS, the contribution of the United States Works Progress Administration for said project amounting to \$182,095.20 is contingent upon the expenditure of \$21,816.00 by the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the Director of the Department of Public Affairs is hereby authorized to expend the sum of \$21,816.00 for the purpose aforesaid.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED, that the position of Consultant-Director, City Planning Project, (W. P. A. 3-7-5659) be and the same hereby is created at \$5,000 per annum, as of January 2nd, 1939.

M. Ellenstein
M. P. Duffy
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

The following communication was received and read:

Board of Adjustment

Newark, N. J., December 27, 1938.

The Board of Commissioners,
of The City of Newark.

Honorable Sirs.

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40: 55-39 Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*124 Academy Street, Rose Car-rino, owner; renewal of permit for automobile parking station; such use to be limited to the period of one year ending December 26, 1939;

69-71 Crawford Street; Help for Chronic Sick, Inc.; in a 3rd residence district the maintenance of a home for chronic sick;

*251-253 South Eleventh Street; Anna Legge, owner; renewal of permit for automobile parking station; such use to be limited to the period of two years ending December 16, 1940;

*226 Peshine Avenue; William Samuels, owner; renewal of permit for sale and repair of used automobiles; such use to be limited to the period of two years ending January 8, 1941;

155 Isabella Avenue (105 Grove Terrace); Rose Schleicher; in a 1st residence district the construction of a store.

Respectfully submitted,
Board of Adjustment.
. B. Rankin, Secretary.

(The above matters to be heard by the Board of Commissioners at its meeting of January 4, 1939)

Received, copy to be sent to each Commissioner, and further action postponed to January 11, 1939.

The City Clerk: Three of these are renewals and can be disposed of at

this time under suspension, of the rules.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in these three cases.

Commissioner Duffy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Rose Carrino, owner; for the renewal of permit for automobile parking station; premises 124 Academy Street; such use to be limited to the period of one year ending December 26, 1939;

AND the matter haing been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application,

Commissioner Duffy: I move we

concur in the action of the Adjustment Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Anna Legge, owner; for the renewal of permit for automobile parking station; premises 251-253 South Eleventh Street; such use to be limited to the period of two years ending December 16, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the

Board of Adjustment be and the same are hereby approved.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur in the action of the Adjustment Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer of the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of William Samuels, owner; for the renewal of permit for sale and repair of used automobiles; premises 226 Peshine Avenue; such use to be limited to the period of two years ending January 8, 1941; and subject to the same conditions heretofore imposed;

AND the matter having been considered by this Board;

IT IS RESOLVED by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur in the action of the Adjustment Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

The City Clerk: There is counsel here representing a charitable institution requesting a suspension of the rules in another matter.

Mayor Ellenstein: Are there any objectors?

Mr. Abraham I. Harkavy: There was one objector who appeared, a property owner on High Street. They merely stated their objections and then afterward we presented our argument and the people that came in favor, they said they were satisfied.

Mayor Ellenstein: They withdrew the objection.

Mr. Rankin: I was not at the meeting; I was sick at the time.

Mr. Harkavy: Commissioner Feldman is here.

The City Clerk: Is Commissioner Feldman present?

Mr. Harkavy: I might say is it purely a charitable matter with me; I am not being compensated. It is a convalescent home that is being established by a group of women who were affiliated with the Home for the Aged who recognize the need for an orthodox home for the chronically sick and incurables. They have signed a contract to buy this property from the Dime Savings Bank and they are ready to go in there.

Mayor Ellenstein: You say there was one objector. Did he withdraw his objection?

Mr. Samuel Feldman, Chairman of the Board of Adjustment:

I would not say that. There were several people down there seeking information. After they got the information they said that they had no objection with the exception of one party, a lawyer who was representing someone who owns a piece of property on High Street who said he was sent there by his client. When he heard the opinion expressed by those who were seeking information, that

they had no objection, he said no more; but he did not say he withdrew his objection.

Mayor Ellenstein: The precedent has always been established that even where there is only one objector to lay it over for a week.

Mr. Harkavy: If there is going to be any question about it, I won't press it.

Mayor Ellenstein: These other matters will take the usual course and be heard one week from today, on January 11.

The following communication was received and read:

Board of Adjustment

Newark, N. J., January 3rd, 1939.

The Board of Commissioners of
The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928, (40; 55-59 Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*404-406 Broad Street; Cities Service Oil Co., owner; renewal of permit for automobile parking station; such use to be limited to the period of one year ending January 18, 1940;

*537-545 Springfield Avenue; Fischer's Auto Sales Co.; renewal of permit for automobile sales station; such use to be limited to the period of one year ending January 5, 1940;

*64 Park Street; Richard S.

Pitts, renewal of permit for automobile parking station; such use to be limited to the period of one year ending January 4, 1940.

Respectfully submitted,
Board of Adjustment.
R. B. Rankin, Secretary.

(The above matters to be heard by the Board of Commissioners at its meeting of January 4, 1939.)

Ordered filed.

The City Clerk: These matters are all renewals and can be disposed of under suspension of the rules at this time.

Mayor Ellenstein: I will entertain a motion that the rules be suspended.

Commissioner Duffy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Cities Service Oil Co., owner; for the renewal of permit for automobile parking station; premises 404-406 Broad Street; such use to be limited to the period of one year ending January 18, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Murphy: I move we concur in the action of the Adjustment Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Fischer's Auto Sales Co., Public Service Electric and Gas Co., owner; for the renewal of permit for automobile sales station; premises 537-545 Springfield Avenue; such use to be limited to the period of one year ending January 5, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Murphy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Richard S. Pitts (Richard S. and Marion Pitts, owners); for the renewal of permit for automobile parking station; premises 64 Park Street; such use to be limited to the period of one year ending January 4, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy I move we concur in the action of the Adjustment Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
M. P. DUFFY
JOS. M. BYRNE, JR.

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., January 11, 1939

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Standard Time.

Present: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioner Byrne.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

Commissioner Duffy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to repeal an Ordinance entitled "An Ordinance relating to traffic and regulating the use of public streets and highways in the City of Newark; prescribing regulations relative to the parking of vehicles upon such public streets and highways; providing for the installation, operation, maintenance, supervision, regulation and control of the use of parking meters; defining and providing for the establishment of parking meter zones upon the public streets and highways; providing for the payment thereof and for the supply of parts therefor exclusively from the receipts obtained from the operation of park-

ing meters, providing for the enforcement hereof and providing penalties for the violation hereof; declaring this ordinance to be an emergency measure," adopted October 6, 1937, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Mayor Ellenstein: Is there any person who wishes to be heard in this ordinance?

Mr. Fred Harries: Mr. Mayor, Mr. Wiss has asked me to present this letter that was sent to Director Duffy today.

The Clerk then read the communication as follows:

January 11, 1939.

Hon. Michael P. Duffy,
Director of Public Safety,
Newark, New Jersey.

Dear Commissioner Duffy:

Due to the pressure of business during the holidays, it was impossible for our traffic committee to call upon you for the purpose of discussing the pending ordinance which, if passed, will rescind the present parking meter ordinance.

Last Spring the City Commission unanimously voted in favor of installing parking meters, in our crowded downtown area, for a trial period of six months. The purpose of this ordinance was to drive the all day parking hog off the streets into garages and parking lots where he belongs.

We know of nothing which has changed the condition of curb-stone congestion which existed then and

which, every one agreed was, and still is, an unhealthy condition, driving a great amount of much needed trade away from our large stores and institutions.

We did strenuously oppose the installation of a certain parking meter whose only claim to fame was its cheapness. (For this you should thank us, as we saved you from at least one big headache). Subsequent events substantiated our claim that this company and its cheap meter could not do the job we were looking for in Newark. The company is now out of existence.

In return for our disinterested help we now ask you to withdraw this rescinding ordinance and sit down around the table with our traffic committee for the purpose of discussing the installation of some parking meter in Newark within the near future.

Sincerely yours,
Broad Street Association, Inc.
Jerome D. Wiss,
President.

Ordered filed.

Mr. Fred Harries, Secretary of the Broad Street Association requested that the ordinance be laid over until his Association had time to further discuss the matter with Director Duffy.

Commissioner Duffy stated the Traffic Advisory Committee, representing the Safety Council, Labor and all civic organizations, including the City Editors of all newspapers, while they have not made any recommendation, he knew that a majority of them are opposed to the installation of parking meters in Newark.

Mr. A. King Braelow, representing a group of Market Street Merchants, quoted from a news item appearing in the Newark Evening News on No-

vember 1, 1938, to the effect that Mr. Fred Rosland, Secretary of the Newark Traffic Advisory Committee was in favor of abandonment of the ordinance for the installation of meters and read a petition signed by twenty-one Market Street Merchants disapproving the installation of parking meters in the City of Newark.

Mayor Ellenstein: It is not going to serve any purpose to have an ordinance on the books allowing the installation of meters unless you are firmly convinced that we ought to have the meters. There cannot be any serious objection to rescinding an ordinance that has no effect or purpose. If the Broad Street Association is prepared to make a recommendation to the City Commission to install meters and experiment with them for a period of six months, I could understand why they should object to rescinding that ordinance. But if, on the other hand the Broad Street Association is not recommending the installation of parking meters now for experimental purposes, there cannot be any serious objection to rescinding it.

Mayor Ellenstein: Is there any other person who desires to be heard?
(No response).

There being no one else to be heard, Commissioner Duffy moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the following ordinance be taken up on second reading:

An Ordinance to repeal an ordinance entitled "An Ordinance relating to traffic and regulating the use of

public streets and highways in the City of Newark; prescribing regulations relative to the parking of vehicles upon such public streets and highways; providing for the installation, operation, maintenance, supervision, regulation and control of the use of parking meters; defining and providing for the establishment of parking meter zones upon the public streets and highways; providing for the payment thereof and for the supply of parts therefor exclusively from the receipts obtained from the operation of parking meters; providing for the enforcement hereof and providing penalties for the violation hereof; declaring this ordinance to be an emergency measure," adopted October 6, 1937.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Duffy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that

said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the title of "An Ordinance to repeal an ordinance entitled 'An Ordinance relating to traffic and regulating the use of public streets and highways in the City of Newark; prescribing regulations relative to the parking of vehicles upon such public streets and highways: providing for the installation, operation, maintenance, supervision, regulation and control of the use of parking meters; defining and providing for the establishment of parking meter zones upon the public streets and highways; providing for the payment thereof and for the supply of parts therefor exclusively from the receipts obtained from the operation of parking meters; providing for the enforcement hereof and providing penalties for the violation hereof; declaring this ordinance to be an emergency measure,'" adopted October 6, 1937, be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance to repeal an ordinance entitled "An Ordinance relating to traffic and regulating the use of public streets and highways in the City of Newark; prescribing regulations relative to the parking of vehicles upon such public streets and highways; providing for the installation, operation, maintenance, supervision, regulation and control of the use of parking meters; defining and providing for the establishment of parking meter zones upon the public streets and highways; providing for the payment thereof and for the supply of parts therefor exclusively from the receipts obtained from the operation of parking meters; providing for the enforcement hereof and providing penalties for the violation hereof; declaring this ordinance to be an emergency measure," adopted October 6, 1937.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Thirty-two Thousand Five Hundred Seventy-three Dollars and Forty-eight Cents (\$32,573.48) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$32,573.48

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes.

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-five Thousand, Four Hundred Ninety-six Dollars and Sixty-five Cents (\$35,496.65) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 54.29
Comptroller's Office	400.40
Tax Board	891.00
1938 Taxes	34,150.96
	<hr/>
	\$ 35,496.65

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes.

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-two Dollars and Sixty-three Cents (\$52.63) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Revenue and Finance
WPA Project 50-57-7\$52.63

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 M. P. Duffy
 Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes.

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Thousand Four Hundred Twenty-four Dollars and Thirty-eight Cents (\$6,424.38) be and the same is hereby appropriated to the City Treasurer for supplementary payrolls for the Department of Revenue and Finance, covering the period of December 5th to December 31st, as per annexed certified list:

Auditor's Office	\$ 901.88
City Treasurer	767.50
Tax Receiver	2,585.00
Tax Board	2,270.00
	<hr/>
	\$ 6,424.38

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 M. P. Duffy
 Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes.

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED: That the sum of Forty-six Thousand, Six Hundred Dollars and Twenty-one Cents (\$46,600.21) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Police Division	\$ 21,698.01
Fire Division	17,665.26
Reserve for Uncompleted Contracts	6,995.00
Department of Central Purchase	188.57
Police Division	50.00
City Clerk (Municipal Board of Alcoholic Beverage Control)	3.37
	<hr/>
	\$ 46,600.21

M. P. Duffy
 Pearce R. Franklin
 M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes.

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Nine Thousand, Four Hundred Eighteen Dollars and Five Cents (\$9,418.05) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief Administration	\$ 9,418.05
---------------------------------------	-------------

Pearce R. Franklin
 M. Ellenstein
 M. P. Duffy
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes.

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of

ty-three Thousand, Three Hundred Twenty-five Dollars and Twenty-eight Cents (\$33,325.28) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Ivy Hill Power Plant	\$ 807.95
Ivy Hill Power Plant	1,492.50
Director's Office	31.44
Law Department	1,147.40
City Sundries	173.90
Board of Adjustment	152.00
City Hospital alterations..	5,669.63
Outdoor Poor Department..	69.80
Newark City Alms House..	5,778.75
City Hospital	18,001.91
	<hr/>
	\$ 33,325.28

Pearce R. Franklin
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes.

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-four Thousand, One Hundred Thirty Dollars and Twenty Cents (\$24,130.20) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Centre Market	\$ 528.50
Director's Office	23.87
Smoke Abatement	1,031.49
Weights and Measures	185.71
Public Buildings	12,468.16
W. P. A. Project	
No. 5229-7	39.66
W. P. A. Project	
No. 4320-7	106.87

W P A Project	
No. 1485-7	119.75
W. P. A. Project	
No. 3-7-1067	333.26
W. P. A. Project	
No. 3-7-896	578.87
Printing and Stationery....	4,271.34
W. P. A. Project	
No. 2181-7	56.25
Shade Tree	4,386.47
	<hr/>
	\$ 24,130.20

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes.

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Six Hundred Thirty-two Dollars and Ninety-two Cents (\$3,632.92) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending January 4th and January 7th, 1939, as follows:

Shade Tree	\$ 2,306.92
Public Buildings	1,326.00
	<hr/>
	\$ 3,632.92

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes.

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Thirty-five Thousand Two Hundred Thirty-one Dollars and Ninety-two Cents (\$35,231.92) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, Weekly Payroll,
Period Ending January 4, 1939:

Newark Airport	\$ 2,431.80
Bureau of Motors	2,751.23
Bureau of Streets	1,429.45
Bureau of Sewers	793.33
House Sewer Connections..	422.26
Bureau of Street Cleaning	17,873.11
Street Construction	491.70
Bureau of Docks	726.20
Bureau of Water	8,312.84
	<hr/>
	\$ 35,231.92

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes.

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-two Thousand Seven Hundred Seventy-six Dollars and Sixty-five Cents (\$32,776.65) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Surveys	\$ 133.34
---------------	-----------

City Railway Construction	41 40
Newark Labor Relations	
Board	107.87
Sewers	881.97
House Sewer Connections	317.96
Street Cleaning	4,497.89
Water	13,413.55
Motors	8,997.47
Docks	848.18
Newark Airport	1,781.49
Airport Construction	393.76
Streets	987.41
Doremus Avenue Bridge..	44.00
Director's Office	17.46
City Clerk's Office	314.90
	<hr/>
	\$ 32,776.65

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes.

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand, Seven Hundred Eighty-six Dollars and Fifty Cents (\$1,786.50) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction	\$ 1,722.10
City Clerk's Office	64.40
	<hr/>
	\$ 1,786.50

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes.

Yeas Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty Thousand, Twenty-two Dollars and Sixty-three Cents (\$30,022.63) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA	
Project No. 3531-7)	\$ 22,922.78
Sewer Construction (WPA	
Project No. 4813)	1,513.90
Sewer Construction (WPA	
Project No. 601)	5,423.75
Sewer Construction (WPA	
Project No. 3012)	162.20
	<hr/>
	\$ 30,022.63

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes.

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand, Five Hundred Seventy-two Dollars and Thirty-nine Cents (\$2,572.39) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water (WPA Project No.	
2967)	\$ 42.00
Street Construction (WPA	
Project No. 3531-7)	2,384.14
Sewer Construction (WPA	
Project No. 4813)	146.25
	<hr/>
	\$ 2,572.39

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes.

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following bonds be and the same are hereby approved as to sufficiency:

CONSTABLE'S BONDS:

Irving Lewis Kranzler,
Seymour Schoenbrun,
Herman Wurzel,
John Warner.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes.

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following named persons be and they are hereby appointed Constables for the City of Newark, for the term expiring December 31, 1939:

Alan H. Hecht, 85 Grumman Avenue,

Frank M. Nellen, 381 Sanford Avenue,

Irving Wolf, 161 Ivy Street.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes.

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, a City wagon No. 178, owned by the said City of Newark was damaged, and a horse owned by the City of Newark injured, on or about October 24th, 1936, as the result of a collision with a truck owned and operated by the Newark Ice Company, a corporation of the State of New Jersey, at Raymond Boulevard and Van Buren Street; and

WHEREAS, the damages sustained by the City of Newark amounts to the sum of \$45.78; and,

WHEREAS, suit was instituted for the collection of the sum of money in the First District Court of the City of Newark, on behalf of the City, against the Newark Ice Company; and,

WHEREAS, the Newark Ice Company has offered the sum of \$35.00 in settlement of said claim of the City of Newark; and,

WHEREAS, it is the opinion of Goline Doremus, Deputy Chief Engineer in charge of street cleaning, and the opinion of the Law Department of the City of Newark that the sum of \$35.00 should be accepted by the said City of Newark, in full settlement of this claim;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the said The City of Newark do accept the sum of \$35.00 in full settlement of the claim of the City of Newark against the Newark Ice Company, a corporation of the State of New Jersey, and the Director of the Department of Public Affairs be and he is hereby authorized to execute a gen-

eral release, to be drawn by the Law Department and acknowledged by the City Clerk of the City of Newark, upon receipt of the aforesaid sum of \$35.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes.

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Newark Labor Relations Board engaged Allan Weisenfeld to do special research and statistical work between December 15th, 1938 and December 31st, 1938:

WHEREAS, the Newark Labor Relations Board certified the services were necessary in connection with the work of the said Board; and,

WHEREAS, the said Allan Weisenfeld has rendered a bill in the amount of One Hundred Dollars (\$100.00) for the services performed; and,

WHEREAS, the Newark Labor Relations Board agrees that the amount of One Hundred Dollars (\$100.00) is reasonable; and,

WHEREAS, there has been reserved in the 1938 Budget sufficient funds to pay for this service;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that the sum of One Hundred Dollars (\$100.00) be and the same is hereby appropriated to the said Allan Weisenfeld, for research statistical services rendered by him to the Newark Labor Relations Board; and,

BE IT FURTHER RESOLVED
That the said sum of One Hundred
Dollars (\$100.00) be paid out of the
1938 Budget appropriation for the
Newark Labor Relations Board.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called the resolution
was declared adopted by the follow-
ing votes.

Yeas: Commissioners Duffy, Frank-
lin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the
following resolutions:

RESOLVED: That the Department
of Central Purchase be and it hereby
is authorized and directed to adver-
tise for sealed proposals for furnish-
ing and delivering Leather Goods and
Soap for the Department of Public
Works, Stationery for the Depart-
ment of Parks and Public Property,
Chlorine, Anhydrous Ammonia,
Street Brooms and Fibre and Wire
for same, for the Department of Pub-
lic Affairs, and Tires and Tubes for
the various departments requiring
same.

Bids to be received on such date
and at such time as it shall in said
advertisement designate.

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called the resolution
was declared adopted by the follow-
ing votes.

Yeas: Commissioners Duffy, Frank-
lin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the

law and by the authority of the Board
of Commissioners of the City of New-
ark, New Jersey, the Department of
Central Purchase publicly solicited,
received and opened bids for furnish-
ing and delivering Tax Receipting
Machines for the Department of Re-
venue and Finance, therefore be it

RESOLVED, by the Board of Com-
missioners of the City of Newark
that the contract for furnishing and
delivering said machines to the City
of Newark, be and the same hereby
is awarded as follows, being the low-
est formal bidder in response to pub-
lic advertisement for sealed propos-
als, the amounts of their bid being
as follows, and the Director of the
Department of Public Safety and the
City Clerk of the City of Newark are
hereby authorized and directed to ex-
ecute on the part of the City of New-
ark, proper contract for furnishing
furnishing and delivering said ma-
chines:

MONROE CALCULATING
MACHINE COMPANY, INC.,
Newark, N. J.

One (1) or more Calculating Ma-
chines, as per specifications @
\$630.00 each net.

One (1) or more Adding Listing Ma-
chines, duplex register, as per
specifications, @ \$301.50 each net.

One (1) or more Adding Listing Ma-
chines, single register as per speci-
fications @ \$225.00 each net.

ALLOWANCES:

Controller's Department—

One (1) Allen Wales 55-87991,
\$15.00.

One (1) Burroughs 3-720893,
\$7.50.

Personal Arrears Department—

One (1) Allen Wales 20-43284
\$20.00.

One (1) Burrough 109-85008,
\$20.00.

Tax Receiver's Office—

One (1) Allen Wales, \$20.00.
Treasurer's Department—

One (1) Monroe F-11000, \$5.00.

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called the resolution
was declared adopted by the follow-
ing votes.

Yeas: Commissioners Duffy, Frank-
lin, Murphy, Mayor Ellenstein.

WHEREAS, by Resolution No.
3250, adopted August 24, 1938, where-
by a contract was awarded to the
Day Chemical Company of Newark,
New Jersey, for approximately two
hundred (200) gross Bottles, eight
(8) ounce prescription, packed three
(3) dozen to carton, clean and new,
Flint, Cork Finish; and

WHEREAS, it appears that since
the awarding of this contract no
goods have been purchased or de-
livered in accordance therewith, and
that it appears there is no need of
purchasing any of the bottles men-
tioned in the said award to the Day
Chemical Company; and,

WHEREAS, the Day Chemical
Company, by letter of January 9,
1939, has requested the contract be
cancelled and the bond returned to it;

THEREFORE, BE IT RESOLVED
by the Board of Commissioners of the
City of Newark that resolution No.
3250, insofar as it authorizes the

awarding of and awards the contract
to the Day Chemical Company, New-
ark, New Jersey, for approximately
two hundred (200) gross Bottles,
eight (8) ounce prescription, packed
three (3) dozen to carton, clean and
new, Flint, Cork Finish, be and the
same is hereby rescinded;

AND BE IT FURTHER RESOLV-
ED, that the contract entered into by
The City of Newark and the Day
Chemical Company on August 24,
1938, be and the same is hereby re-
scinded; and

BE IT FURTHER RESOLVED,
That the bond which has been filed by
the Day Chemical Company with the
City of Newark be returned to the
said Day Chemical Company.

M. P. Duffy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called the resolution
was declared adopted by the follow-
ing votes.

Yeas: Commissioners Duffy, Frank-
lin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the fol-
lowing resolutions:

RESOLVED: That the compensa-
tion of Warren Coleman, Superising
Operating Engineer, in the Division
of Water, Department of Public Af-
airs, be and the same hereby is in-
creased from \$70 to \$80 per week,
prevailing rate, effective January 2,
1939.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution

was declared adopted by the following votes.

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the compensation of John C. Kent, Stationary Engineer in the Department of Public Affairs, Bureau of Streets, be and the same hereby is increased from \$40.00 per week to \$61.00 per week, the prevailing rate of wage for this position, effective January 5, 1939.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes.

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the first half of January, 1939, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS:

Walter Dyckman has been temporarily appointed as Watchman at a salary of \$1,200.00 per annum, effective December 24th, 1938.

Mr. Dyckman has been appointed to filled a vacancy caused by the illness of George P. Hertzog.

Samuel A. Rosen, Clerk Timekeeper, has been granted a three months leave of absence without pay, as per his request, effective as of January 1st, 1939.

CENTRE MARKET:

James Hughes, Laborer, has been transferred to the Bureau of Public Buildings (City Owned Property) at his same salary of Sixty Cents per hour, effective January 1st, 1939.

Joseph Purcell, Laborer, has been transferred to the Bureau of Public Buildings (City Owned Property) at his same salary of Sixty Cents per hour, effective January 1st, 1939.

MUNICIPAL FARMERS' MARKET

Louis Anker, Market Supervisor has been transferred to the Bureau of Public Buildings (City Owned Property) at his same salary of \$2,800.00 per annum, effective January 1st, 1939.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes.

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, by resolution of this Commission, adopted May 18, 1937, Jacob Fox was appointed Legislative Advisor and Agent of the Board of Commissioners for the year 1937-1941, inclusive; and,

WHEREAS, on December 14, 1938, an ordinance was adopted by this Commission, to wit:—"An Ordinance authorizing the Board of Commissioners of The City of Newark to engage the services of a Legislative Representative";

THEREFORE, BE IT RESOLVED by the Board of Commissioners of The City of Newark that Jacob Fox,

presently under engagement as Legislative Advisor and Agent, for the years 1937 to 1941, as provided for in aforementioned resolution, be and he is hereby designated and appointed Legislative Agent, as provided for in aforementioned City ordinance, to and inclusive of the year 1941; and,

BE IT FURTHER RESOLVED That the said Jacob Fox, as Legislative Representative is hereby assigned to the Law Department, Department of Public Works.

Pearce R. Franklin
M. Ellenstein
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes.

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

Mayor Ellenstein offered the following resolutions:

WHEREAS, The City of Newark, like other municipalities of the State of New Jersey, has incurred obligation for the relief of the poor and needy depending in good faith on reimbursement by the State of New Jersey under the arrangement established by the State Financial Assistance Commission; and

WHEREAS, the failure of the Legislature of the State of New Jersey to provide sufficient funds so that the State Financial Assistance Commission might reimburse municipalities for obligations incurred in connection with poor relief, has created an unprecedented crisis in the relief administration of The City of Newark and has brought about a critical financial situation not only as regards obligations incurred during the year 1938, but also as regards obligations

for poor relief that will have to be incurred during the year 1939; and

WHEREAS, the failure of the Legislature to provide funds for poor relief has resulted in The City of Newark incurring unpaid obligations for poor relief for the year 1938 in the amount of approximately Two million one hundred thousand dollars (\$2,100,000) without any reimbursement having been made by the State Financial Assistance Commission; and

WHEREAS, the failure of the Legislature to make proper provisions for poor relief has seriously interfered with The City of Newark, and other municipalities in the State of New Jersey, in setting up a correct and adequate appropriation in its and their 1939 budgets; and

WHEREAS, the relief problem is no longer a temporary one, or an emergency but is evidently of a permanent character, and thereby necessitates a long range relief plan;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that it most emphatically protests the failure of the New Jersey Legislature hitherto to make proper and adequate financial provisions for poor relief through the medium of prompt reimbursement by the State Financial Assistance Commission to The City of Newark and other municipalities; and be it further

RESOLVED, that The City of Newark, on behalf of itself and the many other municipalities which find themselves in the same serious situation as heretofore set out, demands that the Legislature take immediate steps to provide sufficient funds for the prompt reimbursement by the said State Financial Assistance Commission to the several municipalities so that they may pay off the obligations

the year 1938 for poor relief; and be it further

RESOLVED, that The City of Newark, on behalf of itself and the other municipalities of this State, requests the Legislature to make proper provisions forthwith for poor relief during the year 1939 so that the several municipalities may proceed to set up their respective 1939 budgets and to carry on their respective poor relief programs with confidence and the certainty of prompt and adequate reimbursement; and be it further.

RESOLVED, that the City Clerk of The City of Newark is hereby authorized and directed to forthwith mail a certified copy of this resolution to the Governor, Speaker of the House, President of the Senate, and members of the Legislature representing Essex County.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes.

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, heretofore certain water was used at premises assessed in the name of Charles J. Rimmelspacher, at 68/74 Commercial Street, on the books of the City of Newark for which a charge of \$225 is now outstanding on said City Books; and

WHEREAS, it is alleged by the owner of said premises that during the period said water is alleged to have been consumed the premises were vacant and unoccupied; and that the water so as aforesaid alleged to

without the knowledge or consent of the owner, said Rimmelspacher; and,

WHEREAS, said owner has refused to pay such water charges outstanding against said premises, asserting that no contractual relationship of buyer and seller has existed between him and the City; and

WHEREAS, in the opinion of this Board and upon advice of the Law Department such claim for collection, in view of the decisions on cases of similar nature rendered by the courts of this State, the aforesaid claim is uncollectible;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark, that for the purpose of avoiding litigation and for the best interests of the City, it is advisable that the claim of the City against said Rimmelspacher, for water alleged to have been used at premises 68/74 Commercial Street, Newark, be cancelled on the books of the City of Newark; and,

BE IT FURTHER RESOLVED, that the proper officers of the City be and they are hereby authorized and directed to cancel the aforesaid charge, in the sum of \$225, outstanding on the account books of the City for water used at the premises hereinabove referred to.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes.

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, on October 1, 1934, the Francis Realty Co., a corporation, owned real estate at 673-675 Broad Street in The City of Newark, known as Lot No. 62, Block No. 61, which was assessed for taxes for the year 1935 in the amount of Two Hundred seventy-four thousand eight hundred dollars(\$274,800.00) The owner appealed from this assessment, which appeal was carried to the State Board of Tax Appeals. Pending the appeal, the plaintiff paid the taxes on the above stated assessment, the payments being made in four quarterly installments aggregating Nine thousand two hundred thirty-three dollars and twenty-nine cents (\$9,233.29). The State Board of Tax Appeals finally granted a reduction in the assessment in the amount of Twenty-four thousand five hundred dollars (\$24,500.00) whereby the owner became entitled to a refund for overpayment in the sum of Eight hundred twenty-three dollars and twenty cents (\$823.20). Instead of refunding the amount in cash, the City applied the refund to the taxes which were then outstanding and justified its action under the statutory provision found in the Revised Statutes of 1937, Section 2: 27-255. Change of ownership had taken place, and the Francis Realty Co. objected to the crediting of the tax refund and commenced an action in the Essex County Circuit Court to recover the money. On May 20, 1938, William A. Smith, Circuit Court Judge, held that the statute is not applicable to a refund of taxes due under a judgment of the County or State Tax Board, and consequently the Francis Realty Co. was entitled to a refund of the above stated amount of Eight hundred twenty-three dollars and twenty cents (\$823.20). Judgment was had for that amount, plus costs of sixty-six dollars and thirteen cents (\$66.13). (A copy of the determination of the Court is attached hereto and made part hereof. The Metropolitan Life Insurance Company, who acquired ownership to the property, paid the taxes for the year 1936,

which was inclusive of the Eight hundred twenty-three dollars and twenty cents (\$823.20). which was represented by the refund credited, so that there is presently an overpayment of Eight hundred twenty-three dollars and twenty cents (\$823.20) which may properly be paid to the Francis Realty Co., together with costs of Sixty-six dollars and thirteen cents (\$66.13), which the successful party was entitled to in the aforesaid action, making a total of Eight hundred eighty-nine dollars and thirty-three cents (\$889.33). This the attorneys Hannoch & Lasser request to be refunded and paid to the said Francis Realty Co.;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the sum of Eight hundred eighty-nine dollars and thirty-three cents (\$889.33), representing Eight hundred twenty-three dollars and twenty cents (\$823.20), refund due on account of overpayment of the 1935 taxes as above stated, and costs of Sixty-six dollars and thirteen cents (\$66.13) allowed in the Essex County Circuit Court action, be and the same is hereby authorized and directed to be paid to the Francis Realty Co. and Hannoch & Lasser, attorneys, in satisfaction of the refund due the said Francis Realty Co. under the decision of the State Board of Tax Appeals on its appeal from the 1935 tax assessment on the property at 673-675 Broad Street, and the costs allowed, as above stated, and the Director of the Department of Revenue and Finance be and is hereby authorized to pay the said money upon receipt of a proper release and warrant for satisfaction of judgment, approved as to form by the Law Department.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

he roll being called the resolution was declared adopted by the following votes.

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or used be allowed:

Application of Help For Chronic Sick, Inc.; (Dime Savings Institution, owner); for the maintenance of a home for chronic sick in a 3rd residence district; premises 69-71 Crawford Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

What is the disposition of the Commission on this?

What does the Commission think about this attorney who appears without fee?

Commissioner Franklin: I am in favor of that.

Mayor Ellenstein: This attorney was here a week ago and wanted a suspension of the rules, but there was one objector and he was told to come back this week. He says this is a charitable organization that is asking for this zoning permit and he is serving without fee. So it is simply putting him to twice as much trouble.

Commissioner Duffy: Did the objector appear today?

Mr. Abraham I. Harkavy: No, sir. We did not scare him off either.

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Rose Schleicher- (Brohman Holding Co., owner); for the construction of a store in a 1st residence district; premises 155 Isabella Avenue (105 Grove Terrace):

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved, in so far as it relates to that portion of the premises designated as 105 Grove Terrace, and no change of use is approved as to the other portion of the premises fronting on 155 Isabella Avenue.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein

Mr. Edward Gilhooley counsel for the objectors, said that the property was restricted to private residences and that the neighbors objected to the breaking of the restriction and to the noise of wagons delivering bread, etc.

The following appeared and objected:

Mr. Atherton, agent for the owners, who said he had given Rose Schleicher, a tenant, at 109 Grove Street, a notice to move because he wanted the store for himself.

Mr. Joseph A. Weisman, 159-161-163 Isabella Avenue.

Mrs. George Keiffer, 150 Isabella Avenue.

Mrs. Mary Lozier, 152 Isabella Avenue.

Mr. Harry Hodson, 161 Vermont Avenue.

Mrs. Fred'k A. Hamberger, 162 Isabella Avenue.

Mrs. Phyllis Majeskie, 165 Isabella Avenue.

Mr. Ben Pivinski of 185 Isabella Avenue, owner of 154 and 156 Isabella Avenue.

Mrs. Olga Egnatuk, 161 Columbia Avenue.

Mrs. Eva Urban, 171 Columbia Avenue.

Mr. Sidney Simandl, counsel for the applicant, said that he did not know of any restrictive covenant nor is there any evidence of it here, and that Mrs. Schleicher was willing to

pay more rent. He contended that the opposition was based on racial prejudice.

The following persons appeared in favor of application:

Mr. Lawrence G. Smith, 144 Isabella Avenue.

Mrs. Bee Maybaum, 139 Vermont Avenue.

Mrs. Martin Perr, 18 Kearny Street, owner of 130 Isabella Avenue.

Mr. Harry Friedman, 133 Isabella Avenue.

Mr. Albert Stefanak, 169 Vermont Avenue.

Mayor Ellenstein: What is the disposition of the Commission?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

Commissioner Duffy: I second the motion.

Mayor Ellenstein: The Clerk will call the roll.

The City Clerk: Commissioner Duffy.

Commissioner Duffy: Aye.

The City Clerk: Commissioner Franklin.

Commissioner Franklin: Aye.

The City Clerk: Commissioner Murphy.

Commissioner Murphy: I would sooner not be recorded because I would like to have a delay of a week if possible to make a personal investigation.

ie City Clerk Mr. Mayor

Mayor Ellenstein: Aye. The motion is carried.

The following communication was received and read:

BOARD OF ADJUSTMENT
City Hall,
Newark, New Jersey.

January 10, 1939.

The Board of Commissioners,
of the City of Newark.

Honorable Sirs:—

At a meeting of the Board of Adjustment held this day, resolutions were adopted recommending to your Honorable Body in accordance with Section 9, Chapter 274, P. L. 1928 (40: 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

61 Hawkins Street, Eugene Ciszewski; in a 3rd residence district, the construction of a store;

75-79 Edison Pl., Emanuel Ramo; in a 1st industrial district, the establishment and operation of an automobile parking station; same to be operated and maintained in conformity with the rules of this Board; such use to be limited to the period of one year; (No objectors);

647-653 McCarter Highway and 40-42 Elm Street, Harry Eisenstein; in a 1st industrial district, the construction and operation of a gasoline station and lubritorium; same to be constructed and operated in conformity with the rules of this Board; such use to be limited to the period of eight years; (the existing permit on the rear portion of 40 Elm Street to be rescinded);

*1233 Raymond Boulevard; Lord

Realty Co., renewal of permit for automobile parking station; such use to be limited to the period of one year ending January 2, 1940;

*116-120 Orange Street; Koehlers Service; renewal of permit for automobile parking station; such use to be limited to the period of one year ending December 9, 1939;

*36-48 Raymond Plaza East; Penn Service Garage; renewal of permit for automobile parking station; such use to be limited to the period of one year ending January 5, 1940;

*28 Clinton Street; Rayner Auto Service; renewal of permit for automobile parking station; such use to be limited to the period of one year ending January 15, 1940;

122-124 Bank Street; Edward Strouse; in a 2nd business district, the establishment and operation of an automobile parking station; same to be operated and maintained in conformity with the rules of this Board; such use to be limited to the period of one year. (No objectors).

Respectfully submitted,
BOARD OF ADJUSTMENT.
R. B. Rankin,
Secretary.

Ordered received, copy to be sent to each Commissioner and further action postponed to January 18, 1939.

The City Clerk: Four of them are renewals.

Mayor Ellenstein: I will entertain a motion the rules in those four matters be suspended.

Commissioner Duffy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas. Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed.

Application of Lord Realty Co., (Cedar Hall Realty Co., owner); for the renewal of permit for automobile parking station; premises 1233 Raymond Boulevard; such use to be limited to the period of one year ending January 2, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of The City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Mr. Gilhooly: Your Honor, may I

address you further in the light of Mr. Simandl's—Do I understand so I can pass the word on to these people who are opposing, that this permit will be limited to the area he described?

Mayor Ellenstein: Yes, you can make that as a condition and you can come back here and have that in the form you desire. I think you ought to make it, in fairness to the Commissioners who voted in favor of this, that you ought to make it very clear to these people who have properties along Isabella Avenue surrounding there that it will only be limited to that store. And my own thought, and I believe it expresses the sentiment of the other two Commissioners that voted for it, that it was only because of the condition that existed of the landlord putting the tenant out that his was approved, because ordinarily permits like this do not get past this Board.

Commissioner Duffy: I might add for the record that applies to my vote.

Mayor Ellenstein: So that the restrictions as outlined by Mr. Simandl, it is understood, then, by the maker of the motion and seconder, and by me, who voted for it, that the limitations as expressed by him will be incorporated in the permit to protect these people.

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Koehlers Service (Hy Har Corporation, owner); for the renewal of permit for automobile parking station; premises 116-120 Orange Street; such use to be limited to the period of one year ending December 9, 1939;

the matter having been considered by this Board;

IT IS RESOLVED: By the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Does any person desire to be heard in opposition to this application?

(No response).

~~Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.~~

The roll being called, the resolution was adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Penn Service Garage (United New Jersey Railroad and Canal Co., owner); for the renewal of permit for automobile parking station; premises 36-48 Raymond Plaza East; such use to be limited to the period of one year ending January 5, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED: By the Board of Commissioners of the City of Newark that said recommendations of the

Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Rayner Auto Service (Estate of Margaret Keer, owner); for the renewal of permit for automobile parking station; premises 28 Clinton Street; such use to be limited to the period of one year ending January 15, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED: By the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein Is there any person who desires to be heard in opposition to this application?

(No response).

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Mr. John J. McDonough: With reference to 61 Hawkins Street, which is before your Board today, a suspension of the rules to consider approval of recommendation of the zoning board in connection with this property. The property is in a third resident district down in the section bounded by Fleming Avenue and the railroad.

Mayor Ellenstein: What is that for?

Mr. McDonough: For putting up a store.

Mayor Ellenstein: Was there any opposition?

Mr. McDonough: There was no opposition.

Mayor Ellenstein: I will entertain a motion the rules be suspended.

Commissioner Duffy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners

of the City of Newark that the following structure or use be allowed.

Application of Eugene Ciszski (Barringer B. & L. Assn., owner); for the construction of a store in a 3rd residence district; premises 61 Hawkins Street;

AND the matter having been considered by this Board;

IT IS RESOLVED: By the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Mr. Ralph Kaplan: If your Honor please, I move for a suspension of the rules. The matter was heard yesterday by the Board of Adjustment relative to the application of Edward Strouse for an automobile parking station at 122-124 Bank Street. There was no objection by anybody and the application was favorably acted on by all the members of the Board.

Commissioner Duffy: I move the rules be suspended.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Edward Strouse (Edward Strouse, Louis A. Ziegler and Estate of Natalie Antz, owners); for the establishment and operation of an automobile parking station in a 2nd business district; premises 122-124 Bank Street; same to be operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED: By the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

The following reports of City Officers were received and ordered filed:

Superintendent of Weights and Measures for December, 1938.

Department of Buildings for December, 1938.

Clerk of First District Court for December, 1938.

Clerk of Second District Court for December, 1938.

Superintendent of Alms House for December, 1938.

City Clerk (2) for December, 1938.

Thomas F. Guthrie, Chief Clerk, 1st Criminal Court, for December, 1938.

Thomas F. Guthrie, Chief Clerk, Night Police Court, Traffic, for December, 1938.

Charles F. J. McGovern, Clerk, 2d Criminal Court, Part 1, for December, 1938.

Charles F. J. McGovern, Clerk 2d Criminal Court, Part 2, for December, 1938.

Robert J. Beckley, Clerk 3d Criminal Court, for December, 1938.

Elizabeth S. Lewis, Clerk of Family Court, for December, 1938.

City Treasurer for December, 1938

Comptroller for December, 1938.

Ordered filed.

City of Newark, New Jersey,

Gentlemen:

Department of Revenue and Finance

Vincent J. Murphy, Director.

January 3, 1939.

To the Honorable

The Commissioners of the City of
Newark, N. J.

In accordance with the Act of the
Legislature entitled "A further sup-
plement of the Act entitled 'An Act
to amend and revise the charter of
the City of Newark, N. J.' approved
February 22, 1866," I herewith pre-
sent a statement of the receipts and
disbursements for the month of De-
cember, 1938:

RECEIPTS

Cash on hand November 30, 1938	\$5,645,392.37	
Rec'd from Comptroller, December	8,332,593.02	
		<u>\$13,977,985.39</u>

DISBURSEMENTS

By Warrant	\$6,419,436.92	
Without warrant	1,129,019.30	
Returned checks	7,145.06	
		<u>\$ 7,555,601.28</u>
Cash on hand December 31, 1938		\$ 6,422,384.11

Respectfully,

VINCENT J. MURPHY,

Director of Revenue and Finance.

By: Joseph J. Kroehl.

Ordered filed.

COMPTROLLER'S REPORT

December, 1938

Assessments:

Opening Streets	\$	1,482.79
Paving Streets		978.21
Sewers		981.70
House Sewers		495.85
Water Department Arrears		460.33
Shade Tree		5.00

Funds:

Schools, Current Expenses	2,802,548.37
Redemptions	22,462.54
Emergency Relief	50,656.58
Emergency Relief, Adm.	42.66
Outdoor Poor	668.02
Farmer's Market	688.13
Printing and Stationery	10,791.09
City Hospital	107.00

Convalescent Hospital	57.00
Foreclosed Property Account	305.00
200 Washington Street Corporation	833.33
Estate H. C. Jones	6.40
Bureau of Streets	20,622.74
Bureau Street Cleaning	1,581.55
Bureau House Sewers	2,616.32
Bureau Docks	20,560.08
Bureau Motors	3,539.28
City Railway	60,000.00
Airport	11,480.82
Water Rents	293,375.97
Police Department	38.71

Miscellaneous Revenue:

General Licenses	3,304.50
Beer Licenses	670.00
Fees	414.30
Building Department	1,884.61
Centre Market Rents	1,174.00
Green and Franklin Street Property	346.75
City Hospital	2,304.25
Convalescent Hospital	91.59
Police Courts	8,599.10
District Courts	3,046.25
Bureau of Combustibles	2,807.00
Jitneys	19,918.06
Gas Tax Refunds	2,152.86
Miscellaneous Rents	2,674.84
Public Baths	1,387.27
Public Health	430.00
Public Library	1,903.51
Shade Tree Department	27.42
Army Base Lease	8,333.34
Market Plaza Lease	6,250.00
Market Plaza Parking	4,400.00
City Hall Parking	225.00
Surplus Revenue	2,285.47
Cost of Sales	387.78
Police Department	912.67
Fire Department	554.10
Searches	515.00
Personal Arrears—Fees	156.00
Personal Arrears—Penalties	3.22
Personal Arrears—Costs	14.18
Bureau of Sewers	50.00
Bureau of Lighting	4,691.34
Temporary Loan Bonds	1,245,000.00
Franchise Tax	577,024.06
5 Per Cent Trolley Tax	2,003.00
Bank Stock Tax	33,272.75
Gross Receipts	440,560.00

Real Estate:

2nd Class R. R. Tax	304,434.29
Taxes 1939 Rec'r	3,235,798.01
Taxes 1938 Rec'r	1,333,170.17
Arrears Real Estate—1937	108,832.36
Arrears Real Estate—1936	37,687.75
Arrears Real Estate—1935 and Prior	29,031.14
Personal Arrears 1937	53,126.87
Personal Arrears 1936	110,559.48
Personal Arrears 1935 and Prior	184,941.17

Interest:

Real Estate	27,167.27
Personal Arrears	73,566.60
Temporary Loans	19.17
	<hr/>
	\$11,185,793.97
Less Refunds \$190.23—Returned Checks \$7,145.06.....	7,335.29
	<hr/>
	\$11,178,458.68

VINCENT J. MURPHY,

Director Revenue and Finance.

Ordered filed.

Ordered filed.

APPROVED:

Commissioner Duffy: I move we adjourn.

M. C. ELLENSTEIN,
PEARCE R. FRANKLIN,
M. P. DUFFY,
VINCENT J. MURPHY.

The roll being called, the motion was declared adopted by the following votes:

The Board of Commissioners of
the City of Newark, New Jersey.

Yeas: Commissioners Duffy, Murphy, Franklin, Mayor Ellenstein.

H. S. REICHENSTEIN,
City Clerk.

Newark, N J , January 18. 1939

City Hall, Newark, at 11 A. M.

A Regular Meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber,

Director Murphy appeared and, because of a lack of quorum, adjourned the meeting to 4:30 P. M., January 18, 1939.

Newark, N. J., January 18, 1939.

An Adjourned Meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 4:30 P. M.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Two Thousand, Six Hundred Fifty-four Dollars and Ninety-seven Cents (\$2,654.97) be and the same is hereby appropriated to the City Treasurer for Supplementary payrolls of the Department of Revenue and Finance, covering the period of Decembr 19, 1938 to January 14, 1939, as per annexed certified list:

Reserve for uncompleted contracts—	
Supervising and installation new system	\$ 898.12
Supervising and installation new system	673.76
Supervising and installation new system	1,083.09
	<hr/>
	\$ 2,654.97

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Hundred Twenty-four Dollars and Eighty-seven Cents (\$724.87) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Tax Board	\$724.87
-----------------	----------

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty Thousand and Sixty-eight Dollars and Seventy-five Cents (\$50,068.75) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Fire and Police Pension

Fund	\$ 50,000.00
Director's Office	8.75
Tax Board	60.00
	<hr/>
	\$ 50,068.75

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Sixteen Thousand, Twenty-seven Dollars and Fifty-two Cents (\$16,027.52) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$16,027.52

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Eight Dollars and Eighty Cents (\$308.80) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Revenue and Finance W.
P. A. No. 50-70-7\$308.80

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Million, Four Hundred Four Thousand, Six Hundred Three Dollars and Eighty-two Cents (\$1,404,603.82) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Sinking Fund and
Interest\$1,404,603.82

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-five Thousand Two Hundred Eighty-nine Dollars and Twenty-five Cents (\$25,289.25) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance from January 1 to 16, 1939, as follows:

Director's Office	\$ 1,341.65
Comptroller's Office	2,899.06
Auditor of Accounts	2,095.00
City Treasurer	840.39
Receiver of Taxes	2,559.52
Arrears Personal Taxes....	3,047.85
Board of Assessments and Revision of Taxes	8,948.36
Revaluation Bureau	404.14
Board of Assessment for	

Local Improvements	869 98
First District Court	1,179.16
Second District Court	1,104.14
	<hr/>
	\$ 25,289.25

hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the last half of November, 1938, as follows:

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 M. P. Duffy
 Pearce R. Franklin

Board of Health Payroll
 Reserve 1938\$120.00

Pearce R. Franklin
 M. Ellenstein
 M. P. Duffy
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Forty-three Thousand, Three Hundred Fifteen Dollars and Eighty-two Cents (\$43,315.82) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Hospital	\$ 29,048.10
Convalescent Hospital	3,371.20
Newark City Home	6,655.01
Bureau of Health	3,979.82
Outdoor Poor Department	261.88
	<hr/>
	\$ 43,315.82

RESOLVED: That the sum of Ninety-eight Thousand, Two Hundred Twenty-nine Dollars and Fifty-five Cents (\$98,229.55) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the first half of January, 1939, as follows:

Vincent J. Murphy
 M. Ellenstein
 M. P. Duffy
 Jos. M. Byrne, Jr.
 Pearce R. Franklin

Director's Office	\$ 1,566.65
Bureau of Health	23,459.47
Newark City Hospital	23,379.35
Convalescent Hospital	1,969.82
Newark City Home	3,274.57
Bureau of Baths	5,194.29
Newark City Alms House	2,439.15
Ivy Hill Power Plant	2,526.26
Outdoor Poor Department	2,159.98
Law Department	3,880.79
Board of Adjustment	460.00
Emergency Relief Administration	27,919.22
	<hr/>
	\$ 98,229.55

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Pearce R. Franklin
 M. Ellenstein
 M. P. Duffy
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

RESOLVED: That the sum of One Hundred Twenty Dollars and no Cents (\$120.00) be and the same is

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED: That the sum of Eleven Thousand, Three Hundred Seventy-nine Dollars and Forty-four Cents (\$11,379.44) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from January 1st to January 15th, 1939, as follows:

Director's Office	\$ 879.99
Printing and Stationery....	180.00
Public Buildings	7,797.95
Public Buildings (City	
Owned Property)	219.86
Shade Tree	1,457.49
Smoke Abatement	154.16
Weights and Measures	481.66
W. P. A. Project No.	
1485-7	208.33
	<hr/>
	\$ 11,379.44

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Seven Hundred Forty-seven Dollars and Twenty-five Cents (\$3,747.25) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks end-

ing January 11th and January 14th 1939, as follows:

Shade Tree	\$ 2,465.25
Public Buildings	1,282.00
	<hr/>
	\$ 3,747.25

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Seventy-seven Dollars and Seventy Cents (\$3,077.70) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

W. P. A. Project No. 3-7-	
896	\$ 3,077.70

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nine Thousand, Six Hundred Fifty-six Dollars and Eighty-three Cents (\$9,656.83) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Printing and Stationery	\$ 422.50
Public Buildings	4,297.86
Shade Tree	1,634.50
Smoke Abatement	237.92
Weights and Measures	927.24
W. P. A. Project No. 3-7-1067	73.71
W. P. A. Project No. 771-7	2,063.10
	<hr/>
	\$ 9,656.83

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED: That the sum of Two Hundred Twenty-four Thousand, Six Hundred Sixty-two Dollars and Three Cents (\$224,662.03) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from January 1st to 15th, 1939, inclusive, as follows:

Director's Office	\$ 916.66
License Division	714.57
Building Division	3,137.47
Electrical Division	1,785.48
First Criminal and Family Courts	1,187.48
Second Criminal Court	506.23
Third Criminal Court	354.16
Night Police Court	312.49
Department of Central Purchase	1,993.32
Police Division	132,397.72
Fire Division	81,356.45
	<hr/>
	\$224,662.03

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Four Thousand, One Hundred Eighty-seven Dollars and Thirty-five Cents (\$4,187.35) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Project No. 3531-7)	\$ 3,531.72
Sewer Construction (WPA Project No. 4813)	78.75
Street Construction (WPA Project No. 3531)	62.55
Sewer Construction (WPA Project No. 601)	334.33
Sewer Construction (WPA Project No. 4813)	180.00
	<hr/>
	\$ 4,187.35

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of

Four Hundred Ninety-three Dollars and Twelve Cents (\$493.12) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

**City Treasurer, Weekly Payroll,
Period Ending January 14, 1939:**

Bureau of Street Cleaning
Emergency Snow Removal ..\$493.12

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-eight Thousand, Five Hundred Twenty-six Dollars and Forty-six Cents (\$48,526.46) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, Semi-Monthly Payroll, Period January 1-January 15, 1939, Both Inclusive:

Director's Office	\$ 1,439.57
Newark Airport	1,254.99
Bureau of Lighting	420.00
Bureau of Streets	3,108.28
Sidewalks	216.66
House Sewer Connections	380.82
Bureau of Sewers	1,119.14
Bureau of Street Cleaning	4,219.08
Bureau of Surveys	3,101.66
Engineering Division	1,028.33
Bureau of Motors	1,927.63
Bureau of Water	19,525.88

Street Construction	2,915.79
Bureau of Docks	1,095.00
Newark Labor Relations Board	380.00
Sewer Construction	774.57
Airport Construction	1,515.00
City Railway Construction	645.83
City Clerk	3,183.33
Elections	375.00
	<hr/>
	\$ 48,526.46

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-five Thousand, Seven Hundred Eighty-one Dollars and Seventy-two Cents (\$35,781.72) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

**City Treasurer, Weekly Payroll,
Period Ending January 11, 1939:**

Newark Airport	\$ 2,525.05
Bureau of Motors	2,620.53
Bureau of Streets	1,486.79
Bureau of Sewers	939.97
House Sewer Connections	402.86
Bureau of Street Cleaning	17,929.23
Street Construction	528.05
Bureau of Docks	754.80
Bureau of Water	8,594.44
	<hr/>
	\$ 35,781.72

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Three Thousand, Six Hundred Forty-five Dollars (\$3,645.00) be and the same is hereby appropriated to the persons named, on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

WPA Bus Transportation\$3,645.00

Pearce R. Franklin
M. Ellenstein
M. P. Duffy
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, Eight Hundred Seven Dollars and Twenty-six Cents (\$4,807.26) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—
Administration\$4,807.26

Pearce R. Franklin
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Forty-two Thousand, Nine Hundred Nine Dollars and Sixty-five Cents (\$42,909.65) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$ 2,476.55
Public Lighting	31,340.91
Street Cleaning	2,863.16
Motors	2,512.03
Streets	519.77
Surveys	25.00
Industrial Commission of City of Newark	1,045.12
City Clerk	360.57
Newark Airport	522.42
Airport Construction	105.04
Docks	1,139.08
	<hr/>
	\$ 42,909.65

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Hundred Dollars (\$700.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$700.00

Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nine Thousand Eight Hundred Fourteen Dollars and Eighty-one Cents (\$9,814.81) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Project No. 3531)	\$ 8,477.56
Sewer Construction (WPA Project No. 601)	121.97
Sewer Construction (WPA Project No. 3012)	275.50
Sewer Construction (WPA Project No. 4813)	939.78
	<hr/>
	\$ 9,814.81

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Ninety-one Dollars and Fifty Cents (\$591.50) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the

Department of Public Affairs, as follows:

Water (WPA Project No. 649)	\$ 279.00
Water (WPA Project No. 4533)	35.00
Water (WPA Project No. 5046)	277.50
	<hr/>
	\$ 591.50

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-one Dollars (\$31.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$31.00
-------	---------

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the following named persons be and they are hereby appointed Constables of the City

of Newark, for the term expiring December 31, 1939:

Samuel W. Berlowe, 279 Vassar Avenue.

Paul Beyer, 711 South 14th Street.

Sanford Bierman, 41 Schofield Street.

Clifford Calaway, 236 Berkeley Avenue.

Theodore J. Conliss, 60 Poe Avenue.

Irving Gelber, 293 Pomona Avenue.

Harry J. Glatt, 104 Schuyler Avenue.

Bernard Hoffman, 238 Schley Street

Salvatore E. Maglio, 420 North 13th Street.

Max Markowitz, 34 Goodwin Avenue.

Herman Meyerowitz, 85 Johnson Avenue.

Martin B. Rose, 148 Chancellor Avenue.

David Rothenberg, 224 Osborn Terrace.

Edward A. Smith, 72 New York Avenue.

Joseph Vogt, 689 South 17th Street.

Charles E. Weiler, 331 Broad Street.

Walton E. Wright, 530 Sanford Avenue.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following bonds be and the same are hereby approved as to sufficiency:

CONSTABLE'S BONDS:

Paul Beyer,
Clifford Calaway,
Theodore J. Conliss,
Irving Gelber,
Harry J. Glatt,
Irving Wolf,
Alan H. Hecht,
Salvatore E. Maglio,
Herman Meyerowitz,
Edward A. Smith,
Joseph Vogt,
Sanford Bierman.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

Commissioner Murphy offered the following resolution:

WHEREAS, Hon. Louis R. Freund, Judge of the Second District Court, has promoted Miss Veronica L. L. Doser from the position of Senior Clerk-Stenographer to the position of Information Clerk, at a salary of One Thousand Nine Hundred and Eighty Dollars (\$1,980) per year, effective as of January 1, 1939;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the promo-

to the position of Information Clerk, at a salary of One Thousand Nine Hundred and Eighty Dollars (\$1,980.00) per year, in the Second District Court, be and the same is hereby approved and the said Veronica L. L. Doser is hereby promoted to the position of Information Clerk, as aforesaid, subject to the approval of the Civil Service Commission.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

Mayor Ellenstein offered the following resolution:

RESOLVED, That Christopher C. Fuller, Laborer in the Division of Water, Department of Public Affairs, and whose name has been certified by the Civil Service Commission as being eligible for a permanent appointment to the position of Blacksmith's Helper in the Bureau of Street Cleaning, Department of Public Affairs, be and he hereby is appointed to the position of Blacksmith's Helper in the Bureau of Street Cleaning, Department of Public Affairs, at the prevailing rate of wage, 85c per hour, effective January 19, 1939.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,

Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, That the title of Arthur Taylor, employed as Clerk in the Newark City Hospital, be and the same is hereby changed to Clerk-Bookkeeper at a salary of Two Thousand, Five Hundred Dollars (\$2,500) per annum, same to take effect December 16, 1938.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioners, Byrne, Murphy.

Mayor Ellenstein offered the following resolution:

RESOLVED: That Emil Feick, Laborer, in the Bureau of Street Cleaning, Department of Public Affairs, and whose name has been certified by the Civil Service Commission as eligible for a permanent appointment to the position of Blacksmith's Helper in the Bureau of Street Cleaning, Department of Public Affairs, be and he hereby is appointed to the position of Blacksmith's Helper in the Bureau of Street Cleaning, Department of Public Affairs, at the prevailing rate of wage, 85c per hour, effective January 19, 1939.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED by the Board of Commissioners of the City of Newark that Resolution No. 4037-F, adopted January 4, 1939, be and the same is hereby rescinded.

M. F. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, The Associated Humane Societies of New Jersey is organized for the purpose of conducting a general pound for dogs, and it has been engaged over a period of several years by The City of Newark to care for stray animals under an agreement wherein The City of Newark pays The Associated Humane Societies of New Jersey Seven Thousand Five Hundred Dollars (\$7,500.00) per year; and

WHEREAS, the Director of the Department of Parks and Public Property recommends that this agreement be renewed for a period of one year;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the Director of the Department of Parks and Public Property be and he is hereby au-

thorized to renew for one year from January 1, 1939, the agreement with The Associated Humane Societies of New Jersey at a sum of Seven Thousand Five hundred dollars (\$7,500.00) per year, according to the terms set forth in the contract (a copy of which contract is attached hereto and made part hereof), and the Director of the Department of Parks and Public Property be and he is hereby authorized to execute said contract for The City of Newark.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
M. F. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering forage; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said forage to the City of Newark be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said forage:

N DRAKE, INC--Irvington, N J
(Public Affairs, Safety and Works)

Approx. 10 tons Alfalfa hay, No. 1
2nd cutting, small bales @ \$25.50
ton.

Approx 10 bags Middlings, Red Dog,
100 lb. bags @ \$1.55 bag.

Approx. 10 bags Corn Meal, yellow,
100 lb. bags @ \$1.50 bag.

Approx. 15 bags Beet Plup, 100 lb.
bags @ \$1.60 bag.

FLAMMER BROTHERS, Newark,
N. J.

(Public Affairs, Safety and Works)

Approx. 1,365 bags Old Oats (75 lb.
ea.) No. 2, Min. 36 lb. to bu. @
\$1.02 bag.

Approx 107 bags Domestic Bran,
100 lb. bags @ \$1.35 bag.

Approx. 8 tons Long Rye straw @
\$19.50 ton.

Approx. 8 tons G. L. F. 18% dairy
feed @ \$32.50 ton.

P. H. RYAN, INC., Newark, N. J.

(Public Affairs, Safety and Works)

Approx. 67 tons No. 1 Timothy Hay,
old, large bales @ \$18.30 ton.

Approx. 25 tons Chamberlin's Special
feed with corn @ \$24.00 ton.

Approx. 20 bags Chamberlin's special
feed with corn (100 lb. ea.) @
\$2.00 bag.

Approx. 3 bbls. English lump rock
salt (approx. 450 lb. bbl.) @ .02 lb.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department
of Central Purchase be and it hereby
is authorized and directed to adver-
tise for sealed proposals for furnish-
ing and delivering laundry machinery
and Oldsmobile automobile for the
Department of Public Works.

Bids to be received on such date
and at such time as it shall in said
advertisement designate.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department
of Central Purchase be and it hereby
is authorized and directed to adver-
tise for sealed proposals for furnish-
ing and delivering Bituminous sand,
Portland cement, Broken Stone, cast
Iron Pipe and Fittings for the De-
partment of Public Affairs, and To-
bacco and Meats for the Department
of Public Works.

Bids to be received on such date
and at such time as it shall in said
advertisement designate.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution
was declared adopted by the follow-
ing votes:

Yeas. Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering one Crane; therefore be it

RESOLVED; by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said crane to the City of Newark be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed bids, the amount of its bid being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said crane;

SMITH TRACTOR & EQUIPMENT COMPANY—Irvington, N. J.

(Department of Public Affairs)

One (1) Model 5--1½ yd. capacity Northwest Crane for \$16,370.00.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law, and by the authority of the Board of Commissioners of The City of Newark, the Department of Central Purchase publicly solicited re-

ceived, and opened bids for furnishing and delivering Ford V-8 coupes, 1939, listed below;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the contracts for furnishing and delivering said automobiles to the City of Newark be and the same are hereby awarded to the following, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as listed below, and the Director of the Department of Public Safety and the City Clerk of The City of Newark are hereby authorized and directed to execute on the part of The City of Newark proper contracts for furnishing and delivering the said automobiles, to wit:

FISCHER'S AUTO SALES COMPANY, Newark, N. J.

(Public Safety)

One (1) or more Ford V-8 coupes, 1939, latest Model 91A, 85 H. P. White or Black as ordered @ \$714.00 each.

ALLOWANCES:

Car Number

41 Ford 1937 Coupe	\$150.00
42 Ford 1937 Coupe	150.00
43 Ford 1937 Coupe	150.00
51 Ford 1937 Coupe	150.00
52 Ford 1937 Coupe	150.00
61 Ford 1937 Coupe	150.00
62 Ford 1937 Coupe	150.00
63 Ford 1937 Coupe	150.00
71 Ford 1937 Coupe	150.00
72 Ford 1937 Coupe	150.00

One (1) or more Ford V-8, 1939 91A 85 H. P. Ford or Sedans \$789.00 each.

Allowance Car No. 116 Ford Sedan, 1937, \$235.00.

One (1) Ford One-Tonner Closed Cab
Chassis, equipped with special
emergency body for \$1,244.00.

GRIGGS MOTOR SALES, INC.,
Newark, N. J.

(Public Safety)

One (1) or more Ford V-8 coupes,
1939, latest model 91A, 85 H. P.
Color White or Black as ordered @
\$714.00 each.

Allowances:

Car number

10 Ford 1937 Coupe	\$150.00
11 Ford 1937 Coupe	150.00
13 Ford 1937 Coupe	150.00
14 Ford 1937 Coupe	150.00
20 Ford 1937 Coupe	150.00
21 Ford 1937 Coupe	150.00
22 Ford 1937 Coupe	150.00
31 Ford 1937 Coupe	150.00
32 Ford 1937 Coupe	150.00
33 Ford 1937 Coupe	150.00
40 Ford 1937 Coupe	150.00

One (1) Ford One-tonner closed cab
chassis, equipped with special full
panel body @ \$1,498.00.

Allowance Car No. 112, 1932 Chrysler
box body, \$25.00.

HAGIN & KOPLIN, INC.,
Newark, N. J.

(Public Safety)

One (1) or more Ford V-8 coupes,
1939, latest model 91A, 85 H. P.
Color White or Black as ordered
@ \$714.00 each.

ALLOWANCES:

Car Number

73 Ford 1937 Coupe	\$150.00
81 Ford 1937 Coupe	150.00
82 Ford 1937 Coupe	150.00
83 Ford 1937 Coupe	150.00

84 Ford 1937 Coupe	150.00
85 Ford 1937 Coupe	150.00
86 Ford 1937 Coupe	150.00
87 Ford 1937 Coupe	150.00
113 Chevrolvet 1932 Coupe....	50.00
114 Chevrolet 1932 Coupe	50.00

One (1) or more Ford V-8 1939 Model
91A, 85 H. P. Fordor Sedans @
\$789.00 each.

Allowences:

Car 104 Ford Sedan 1937	\$235.00
Car 98 Ford Sedan 1937	235.00

One (1) Ford 157" Wheelbase closed
cab chassis with Lineman's body
for \$2,920.00.

Allowance: Car 129, 1932 Chevrolet
Truck \$30.00.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Duffy, Frank-
lin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

WHEREAS. Societa San Sebastiano
a non-pecuniary corporation organ-
ized under the laws of this State,
sponsoring the official celebration of
the feast day of San Sebastiano un-
der the auspices of St. Lucy's Roman
Catholic Church, has made applica-
tion for permit for fireworks display
in the public streets—D'Auria Street,
near Sheffield Street, on January
22nd, 1939, between the hours of 11
and 12 A. M., and between 7:00 and
9:00 P. M.; and,

WHEREAS, said application has
been duly approved by the Chief of
Police and the Fire Department of
the City of Newark;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that permission is hereby granted to Societa San Sebastiano, a non-pecuniary corporation, organized under the laws of the State of New Jersey, sponsoring the official celebration of the feast day of San Sebastiano, under the auspices of St. Lucy's Roman Catholic Church, and said Societa, to conduct the fireworks display, as applied for, on the posting of a bond in the sum of \$3,000.00, as provided under Chapter 51, P. L. 1937, said bond to be approved as to form by the Law Department.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

WHEREAS, an application has been made to the City of Newark by Societa San Sebastiano, a non-pecuniary corporation organized under the Laws of the State of New Jersey, for a permit to display fireworks on January 22nd, 1939, on D'Auria Street, near Sheffield Street, Newark, New Jersey; and

WHEREAS, a bond, as required by Chapter 51, P. L. 1937, has been filed, furnished by said Societa San Sebastiani, as principal, and Indemnity Insurance Company of North America, as surety, the form of which has been approved by the Law Department;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that said bond be and the same is hereby approved

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, an action was commenced by and in behalf of the Brisk Waterproofing Company, substituted as party plaintiff for Lester Perle, assignee, in the New Jersey Supreme Court, Hudson County, for the sum of One thousand five hundred thirty-six dollars and sixty-five cents (\$1,536.65) due on account of a contract made in connection with the Swimming Pools; and

WHEREAS, the said Brisk Waterproofing Company has accepted payment of the principal sum of One thousand five hundred thirty-six dollars and sixty-five cents (\$1,536.65), without prejudice to its rights for interest and court costs of One hundred eighteen dollars (\$118.00) due on account of the said contract and for which the City is deemed liable; and

WHEREAS, the Law Department recommends payment;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the sum of One hundred eighteen dollars (\$118.00), representing One hundred six dollars and twenty-two cents (\$106.22) and court costs of Eleven dollars and seventy-eight cents (\$11.78), as set forth in attached supplemental affidavit of proof and made a part hereof, be and the same is ordered paid to the Brisk Water

proofing Company, in full satisfaction thereof, and the Director of Revenue and Finance is hereby authorized to make payment to order of the Brisk Waterproofing Company and Gross & Gross, attorneys, upon receipt of release and order for discontinuance of action, approved as to form by the Law Department.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioners Byrne and Murphy not voting.

RESOLVED, that the following laborers in the Division of Water, Department of Public Affairs, whose names have been certified by the Civil Service Commission as being eligible for appointment to the position of Assistant Repairman, be and they hereby are permanently appointed to the position of Assistant Repairman in the Division of Water, Department of Public Affairs, at a compensation of \$40.00 per week, the prevailing rate of wage, effective January 19, 1939:

Name	Address
William J. O'Brien,	526 So. 11th Street, Newark, N. J.
John J. Leary,	392 So. 11th St., Newark, N. J.
Louis E. Kroeller	67 Chadwick Avenue, Newark, N. J.
Edward P. Reynolds,	167 Richelieu Ter., Newark, N. J.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolution:

RESOLVED, that the position of Supervising Nurse be and the same is hereby created for appointment in the Newark City Hospital at a minimum salary of Ninety dollars (\$90.00) per month, plus maintenance, and the maximum salary to be One hundred thirty-five dollars (\$135.00) per month, plus maintenance. This is requested by the New Jersey and New York State Board of Nurses Examiners.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

Resolution authorizing the Director of the Department of Public Affairs to approve map showing dedication by the City of Newark for street purposes of Freeman Street from the northerly line of Raymond Boulevard northerly to land of Christian Feigenspan Brewing Co.

WHEREAS, the City of Newark by deed dated June 4, 1927, and recorded in the office of the Register of Deeds of Essex County in Book Y-76 of Deeds pages 381-383, became owner

of a tract of land known as the Morris Canal property and situated in said city; and

WHEREAS, it is deemed to the public interest to dedicate a portion of said tract as an extension of Freeman Street as now laid out, all as shown on Map No. 1334-0, dated January 16, 1939, on file in the office of the Chief Engineer, Department of Public Affairs; and

WHEREAS, the Chief Engineer of the Department of Public Affairs has recommended the approval of the layout as shown on said map and has endorsed his approval thereon; therefore be it

RESOLVED, that said map insofar as the streets and highways shown thereon are concerned be and the same is approved, and the Director of Public Affairs is hereby empowered to endorse the approval of this Board on said map, as required by law; and be it further

RESOLVED, that the City Clerk be and he is hereby directed to file said map so endorsed in the office of the Essex County Register of Deeds upon the filing of a duplicate copy in the office of the Chief Engineer of the Department of Public Affairs.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling

of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Emanuel Ramo (Estate of Theodore F. Johnson, owner); for the establishment and operation of an automobile parking station in a 1st industrial district; premises 75-79 Edison Place; same to be operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending one year from dated hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of

the City of Newark that the following structure or use be allowed:

Application of Harry Eisenstein (Alphonso Califano and Harry Eisenstein, owners); for the construction and operation of a gasoline station and lubratorium in a 1st industrial district; premises 647-653 McCarter Highway and 40-42 Elm Street; same to be constructed and operated in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending eight years from date hereof;

AND with the further recommendation that the permit granted April 7, 1937, for the use of the rear portion of 40 Elm Street for gasoline station purposes, be rescinded;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Charles H. Wagner, 207 Market Street: I represent Catherine Glennon, the owner of the northwest corner of Walnut Street and McCarter Highway, the property on which the applicant at the present time operates a gasoline station.

Mayor Ellenstein: The applicant now operates a gas station?

Mr. Wagner: On the premises.

Mayor Ellenstein: On the premises that about this?

Mr. Wagner: Yes, that abuts it. It is our contention that granting this permit will depreciate the value of the property where the applicant is operating at the present time. That property that he desires to use is 60 by 100, and it is our contention that that property could be used for a better purpose than a gasoline station; and if the gasoline station is allowed or a permit is granted, the station adjacent to it being second in line in the line of traffic will be obscured, and naturally will result in the abandonment of that gas station and a loss to the city in that taxable property.

Mayor Ellenstein: The applicant now runs a filling station on your client's property 99 Walnut Street?

Mr. Wagner: That is right.

Mayor Ellenstein: Isn't that a larger plot than this?

Mr. Wagner: No. 99 Walnut Street is a smaller piece, much smaller.

Mayor Ellenstein: In square feet? It doesn't appear on this blueprint.

Mr. Wagner: In my estimation it is.

Mayor Ellenstein: The front may be, but it narrows down.

Mr. Edward Fenias: You are right in your view; there is a large number of square feet on the present occupied premises.

Mayor Ellenstein: It is larger?

Mr. Fenias: Yes.

Mayor Ellenstein: Are these drawn to scale?

Mr. Rankin: They are supposed to

be drawn from a scale and taken from our maps, yes, sir.

Mayor Ellenstein: What is your scale on the Atlas, 64 feet to an inch?

Mr. Rankin: That was reduced down from the Atlas scale.

Mayor Ellenstein: Isn't the plot in question for which the applicant seeks a permit smaller than the one that is abandoned?

Mr. Rankin: They are approximately the same size. Here is the plan of the present lot and I have the other one here.

Commissioner Byrne: What did you say was your objection?

Mayor Ellenstein: It will depreciate the property where the present applicant is now located and that property he is going to is large enough on which to put an improvement to increase taxes, isn't that right?

Mr. Wagner: That is right.

Mayor Ellenstein: Is there anyone else?

Mr. Fenias: Mr. Mayor and members of the Commission, I appear for the applicant in this matter. At present the site for which we seek a permit is a public eyesore. The building is about to fall apart. We propose to erect a lubritorium which, incidentally, will increase the ratables; and it is our opinion that the property values of the abutting owner will be enhanced. In order to remove any doubt in the minds of this group with respect to the duration of this lease, we have yet four and one-half years to continue under the present terms, and it is our intention at this time to obtain a ten year lease for the present premises. So certainly there could be no objection on that score.

Mayor Ellenstein: What would you use it for, for two stations?

Mr. Fenias: Yes.

Mayor Ellenstein: Two filling stations?

Mr. Fenias: Yes, sir. At this time there is no other purpose—

Mayor Ellenstein: The lease has four and one-half years to run?

Mr. Wagner: That is right. That is for the corner of Walnut and the highway.

Mayor Ellenstein: The entire plot?

Mr. Wagner: Yes.

Mayor Ellenstein: The present site?

Mr. Wagner: Yes.

Mayor Ellenstein: What objections could you have to having this other plot if you have a four and one-half year lease?

Mr. Wagner: A four and one-half year lease, but what is to prevent him from building the new gas station and jumping over there and just discontinuing operation on the old property?

Mayor Ellenstein: Is this an individual or a corporation?

Mr. Fenias: An individual. There is the same person responsible under the original lease as there is under the present application.

Mr. Wagner: The lessee is a corporation with my client.

Mayor Ellenstein: The lessee is a corporation?

Mr. Wagner: Yes.

s. We sublet from the corporation.

Mr. Wagner: So there is no liability.

Mayor Ellenstein: Who is the lessee?

Mr. Wagner: The State Wide Co., Inc.

Mayor Ellenstein: A gasoline operating company?

Mr. Wagner: Yes. They hold leases all over the city.

Mayor Ellenstein: They are good, aren't they?

Mr. Wagner: I don't think they are at the present time. There are judgments against them.

Mr. Fenias: They have a number of leaseholds throughout the city.

Mr. Wagner: Yes, but I understand they are practically dissolved.

Mayor Ellenstein: What is the company?

Mr. Fenias: Paul Urban, President of the Association.

Mayor Ellenstein: Oh, yes. That is what you are fearful of, your client is fearful he may abandon the lease?

Mr. Wagner: That is right.

Mayor Ellenstein: It isn't so much it will depreciate the property. Your client wants to fortify his position as lessor?

Mr. Wagner: Yes.

Mr. Fenias: In that event we are ready to sign a lease directly with the landlord.

Mr. Wagner: There has been no ap-

proach to our client to that effect.

Mr. Fenias: Well, I make that representation now and condition it upon the waiver of Mr. Wagner's objection to this application.

Mr. Wagner: I cannot waive it.

Mayor Ellenstein: You cannot make that as a condition because the city would have no control over that. But it could be deferred for a week and then you execute a lease between your client and the present applicant, and that would satisfy your client, wouldn't it?

Mr. Wagner: It satisfies my client.

Mayor Ellenstein: It would satisfy your client?

Mr. Wagner: If it is put off for a week for negotiation.

Mayor Ellenstein: Why can't this be put off for a week to execute a lease, as you suggest?

Mr. Wagner: Of course, it is conditioned upon the existing lease. If the other leasehold will step aside for his client, that is another question to be considered.

Mayor Ellenstein: Why can't they underwrite this and then you have two, the Urban Company—you are a sub-tenant, aren't you?

Mr. Fenias: We are.

Mayor Ellenstein: So it would make no difference. They can give you an independent lease.

Mr. Fenias: I think Mr. Wagner will agree that we have paid rent to the landlord, and it is my impression that a personal assumption has been entered into between the sub-lessee and the lessor. We offered that plan to the landlord several months ago and it was objected. I think Mr.

Wagner here will confirm that statement.

Mayor Ellenstein: Why can't you enter into a lease now on the present occupied property? That would further fortify your client's position by having a lease with this Urban Company, and then again with the present tenant.

Mr. Wagner: We can enter into negotiations, and if it is satisfactory to my client that is all right.

Mayor Ellenstein: Under the present terms your client would have no objection?

Mr. Fenias: None at all, excepting I might tell your Honor this matter has already been submitted and refused by the landlord, and I do not think Mr. Wagner has such authority here.

Mr. Wagner: I have no authority to enter into any lease, no.

Mr. Fenias: I think it would be merely deferring this unnecessarily. I am perfectly willing to submit this on the merits of this application.

Mayor Ellenstein: Of course, the City Commission cannot engage in taking a private individual and have a lease executed or making it a condition in a zoning permit, over which the City Commission has no control. This is private property. You can understand that?

Mr. Wagner: Yes.

Mayor Ellenstein: It could be deferred for a week with the understanding that you could come back this week and either abandon your position as opposed to this permit or have executed a lease, by the next meeting.

Mr. Wagner: Well, in the event a

lease is not entered into that would jeopardize our position if we would agree—

Mayor Ellenstein: You say that would satisfy your client if he had assurance of personal responsibility?

Mr. Wagner: I am satisfied to put the matter over and enter into negotiations.

Mayor Ellenstein: There isn't anything left as to the term, it is just simply a further assumption under the existing rental, is that right?

Mr. Fenias: We have already offered that and it has been refused. For that reason—it would be a waste of time. There is ill-feeling between the parties and I hope this Commission will determine this application on its merits today.

Mayor Ellenstein: Well, it seems to me that unless you are willing to agree that you will either come back next Wednesday with an executed lease and say that your client has executed it and therefore you withdraw your objection, the matter should be disposed of today. And if your client does not agree, that you will abandon your position. That, of course, has to be a gentleman's agreement.

Mr. Wagner: Well, I would rather have the matter disposed of today. I do not think I can obligate my client to any such a condition.

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Following communication was received and read.

Board of Adjustment
Newark, N. J., January 17, 1939.

The Board of Commissioners
of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928, (40; 55-59 Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*41-65 Foundry Street; Herman J. J. Link; renewal of permit for gasoline station; such use to be limited to the period of eight years ending January 25, 1947;

*29½-35 Rector Street; Sam Gurera; renewal of permit for automobile parking station; such use to be limited to the period of one year ending December 23, 1939;

*30 Park Street; Robert Treat Garage; renewal of permit for automobile parking station; such use to be limited to the period of one year ending January 23, 1940;

*37-39 Mulberry Street; Roger O'Connor; renewal of permit for automobile parking station; such use to be limited to the period of one year ending January 18, 1940.

Respectfully submitted,
Board of Adjustment.
R. B. Rankin, Secretary.

(The above matters to be heard by the Board of Commissioners at its meeting of January 18, 1939.)

The City Clerk: These are all re-

newals and can be disposed of under a suspension of the rules.

Commissioner Duffy: I move the rules be suspended in the matter of the four renewals.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Herman J. J. Link (Herman Link, owner); for the renewal of permit for gasoline station; premises 41-65 Foundry Street; such use to be limited to the period of eight years ending January 25, 1947;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Sam Gurrera (Guarantee Building and Loan Association, owner); for the renewal of permit for automobile parking station; premises 29½-35 Rector Street; such use to be limited to the period of one year ending December 23rd, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Robert Treat Garage (Newark Aerie Eagles, No. 44, owner); for the renewal of permit for automobile parking station; premises 30 Park Street; such use to be limited to the period of one year ending January 23, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Roger O'Connor (John J. Mooney, owner), for the renewal of permit for automobile parking station; premises 37-39 Mulberry Street; such use to be limited to the period of one year ending January 18, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of The City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, by agreement dated March 22, 1929, The City of Newark leased to Standard Oil Company of New Jersey a parcel of land containing 0.75 acres of Newark Airport for a period of ten (10) years, commencing on the 1st day of April, 1929; and,

WHEREAS, said Company has the option of renewing said lease for a further period of ten (10) years, from the expiration of the first ten (10) year period; and,

WHEREAS, said Company has constructed or caused to be constructed on City Property leased to it a hangar and other improvements at an approximate cost to it of \$68,000; and,

WHEREAS, possession and removal of the hangar building owned by said Company and possession of the ground leased to said Company is necessary in order to accomplish the Airport improvements at Newark Airport, and to make full and complete use of the new administration building, together with that part of the flying field in the immediate vicinity thereof; and,

WHEREAS, by agreement between representatives of said Company and representatives of the City of Newark, said Company has agreed to accept \$25,000 for all its right, title and interest in and to said lease, hangar and other improvements, together with all privileges under the leasehold including the use of the flying field in common with others; and,

WHEREAS, said Company has paid a total of \$36,903.62 in rent and other obligations during the life of the lease; and,

WHEREAS, The City of Newark, on September 7, 1938, adopted an Ordinance providing for the issuance of \$125,000 Municipal Airport Bonds of the City of Newark, for the purposes of improving the Newark Airport, among other things, for the demolition of existing buildings on such lands, and for the construction of new buildings required for the operation of such Airport, in which said bond issue there was included the sum of \$25,000 for the purposes herein set out; and,

WHEREAS, it is to the advantage of the City to accept this offer;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the sum of \$25,-

000 is hereby appropriated out of the proceeds of the funds realized on the issuance of the bonds, in accordance with the bond ordinance aforesaid, to Standard Oil Company of New Jersey, for the purchase by the City of Newark of all of its right, title and interest in and to the said lease, hangar building and appurtenances connected with the same; and said Standard Oil Company having delivered to the City of Newark the necessary legal documents (which have been approved as to form by the Law Department); it is ordered that said sum of \$25,000 be paid to said Standard Oil Company of New Jersey, upon the adoption of this resolution and as herein provided.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioner Byrne not voting.

Nays: Commissioner Murphy.

Commissioner Duffy: I move we adjourn.

The roll being called the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
M. P. DUFFY
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., January 25, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M.

Director Murphy appeared and because of a lack of quorum adjourned the meeting to 4.30 P. M., January 25th, 1939.

* * * *

Newark, N. J., January 25, 1939.

An Adjourned meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 4.30 P. M.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to rescind ordinances

providing for the issuance of bonds or notes heretofore adopted by the Board of Commissioners.

The Board of Commissioners of The City of Newark Do Ordain as follows:

Section 1. Each of the following ordinances, insofar as such ordinances authorize the issuance of temporary loan bonds or notes, is hereby rescinded, viz.:

(a) The ordinance entitled "An Ordinance to provide for the repaving of East Kinney Street from New Jersey Railroad Avenue to Adams Street with asphalt pavement (1½" top—1½" binder) on a new six (6) inch concrete foundation," adopted on March 19, 1930.

(b) The ordinance entitled "An Ordinance to provide for the grading curbing, flagging, paving and repaving of Market Street from Mulberry Street to Raymond Plaza West with asphalt pavement (1½" top—1½" binder) on a new 6 inch concrete foundation and on the old concrete base repaired and/or built up as required outside the street railway track area and with granite block pavement on a new concrete foundation within the street railway track area," adopted on August 26, 1931.

(c) The ordinance entitled "An Ordinance to provide for the reconstruction of the tracks of the Public Service Coordinated Transport on Market Street from Mulberry Street to Alling Street," adopted on September 16, 1931.

(d) The ordinance entitled "An Ordinance for the grading and paving with Portland Cement concrete of the sidewalks on the westerly side of

State Highway Route No 21 between Poinet Street and Lafayette Street," adopted on October 31, 1933.

(e) The ordinance entitled "An Ordinance providing for the opening of North Severth Street 50 feet in width, from southerly line of Anthony Street southerly 350 feet to the Belleville-Newark boundary line," adopted on December 31, 1929.

(f) The ordinance entitled "An Ordinance to order and cause the change and establishment of the grade of the curb of Plane Street from Plum Street and Hackett Street southerly to Academy Street, the new grade to be established to include the roadway, curb and gutters; and to provide for the grading, curbing, flagging, paving and repairing of Plane Street from Plum Street and Hackett Street southerly to Academy Street with asphalt pavement (1½" top—1½" binder) on a new six (6) inch concrete foundation," adopted on February 4, 1931.

(g) The ordinance entitled "An Ordinance to order and cause the change and establishment of the grade of Commerce Street from the westerly curb line of Raymond Plaza West, westerly about 228.30 feet, and from the easterly curb line of Raymond Plaza East, easterly 225.40 feet," adopted on June 3, 1931.

Section 2. The ordinance entitled "An Ordinance providing for the opening of Raymond Boulevard from Broad Street northwesterly to Warren Street and Wickliffe Street," adopted by the Board of Commissioners on the thirteenth day of July, 1932, is hereby rescinded insofar as said ordinance authorized the issuance of temporary bonds or notes of The City of Newark of an aggregate principal amount exceeding Five Hundred Twenty-seven Thousand Four Hundred Forty Dollars and Twenty-eight Cents (\$527,440.28).

Section 3. This ordinance shall take

effect at the time and in the manner provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that February 8th, 1939, at 11 A. M. Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Fifty-five Thousand Dollars (\$55,000.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Parks and Public Property, as follows:

Free Library	\$ 45,000.00
Newark Museum	10,000.00
	<hr/>
	\$ 55,000.00

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy

he roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Nine Hundred Fifty-two Cents (\$3,952.72) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending January 18th and January 21st, 1939, as follows:

Shade Tree	\$ 2,682.72
Public Buildings	1,270.00
	<hr/>
	\$ 3,952.72

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED: That the sum of Four Hundred Eighty-six Dollars and Eighty Cents (\$486.80) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Bureau of Public Baths\$486.80

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

RESOLVED: That the sum of Three Thousand One Hundred Twenty-six Dollars and Eighty-seven Cents (\$3,126.87) be and the same is hereby appropriated to the City Treasurer for supplementary payrolls of the Department of Revenue and Finance, covering the period of December 31st, 1938 to January 21st, 1939.

Reserve for Uncompleted
Contracts, Supervising
and Installation new
system\$ 3,126.87

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Ninety-six Dollars and Forty-five Cents (\$496.45) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 3.40
Tax Receiver	493.05
	<hr/>
	\$496.45

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Million oFur Hundred Five Thousand, Two Hundred Seventeen Dollars and Twenty-four Cents (\$2,405,217.24) be and the same is hereby appropriated to person named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

County Tax\$2,405,217.24

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifteen Thouasnd, Ninety-two Dollars and Thirty-three Cents (\$15,092.33) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$15,092.33

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Seventeen Thousand, Two Hundred Seventeen Dollars and Fourteen Cents (\$17,217.14) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$17,217.14

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Ten Thousand, Four Hundred Sixty-two Dollars and Eighty Cents (\$10,462.80) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction, Hayes Park West
(W. P. A. 547)\$ 10,462.80

M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioners Byrne, Murphy.

RESOLVED That the sum of Seventy-one Thousand, Two Hundred Forty Dollars and Thirty-four Cents (\$71,240.34) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$71,240.34

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred and Nine Dollars (\$409.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water (WPA Project
No. 649)\$ 56.00
Water (WPA Project
No. 4533) 91.00
Water (WPA Project
No. 5046) 262.00
\$409.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,

Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand, Seven Hundred Seventy-nine Dollars and Three Cents (\$2,779.03) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction
(W. P. A. Project 3531-7) \$2,639.81
Sewer Construction
(W. P. A. Project 4813).... 132.22
\$2,779.03

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-one Thousand, Two Hundred Thirteen Dollars and Eighty-three Cents (\$41,213.83) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, City Payroll,
Period Ending January 18, 1939:
Newark Airport\$ 2,788.31
Bureau of Motors 3,490.39
Bureau of Streets 1,331.28
Bureau of Sewers 931.02
House Sewer Connections.. 512.05
Bureau of Street Cleaning 21,759.44
Street Construction 617.07
Bureau of Docks 868.75
Bureau of Water 8,815.52

\$ 41,213.83

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

RESOLVED: That the sum of Eight Thousand, Five Hundred Ninety-nine Dollars and Eight Cents (\$8,599.08) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Board of Works Pension
Fund\$8,599.08

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the following named persons be and they are hereby appointed Constable of the City of Newark, for the term expiring December 31, 1939:

Solomon C. Bennett, 17 Harding Terrace.

M. Ellenstein
M. P. Duffy

Pearce R. Franklin
Jos. M. Byrne Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following bonds be and the same are hereby approved as to sufficiency:

CONSTABLE'S BONDS:

Samuel W. Berlowe,
Bernard Hoffman,
Max Markowitz,
Frank McNellen,
Charles E. Weiler.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs, desires to file with the United States Works Progress Administration, a project application to revise and replace approximately six hundred (600) maps in the Water Department, City of Newark; and,

WHEREAS, the contribution requested of the United States Works Progress Administration for said project amounting to \$15,840.00 is contingent upon the expenditure of \$3,232.00 by the City of Newark;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of

the Department of Public Affairs is hereby authorized to expend the sum of \$3,232.00 for the purpose aforesaid.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Pasquale Caputo, has been employed by The City of Newark, in the capacity of Laborer, since March 31, 1911, in the Bureau of Street Cleaning, in the Department of Public Affairs; and,

WHEREAS, said Caputo has made application for a pension under—

Chapter 103, P. L. 1923, (Revised Statutes 1937, 43: 12-1)

wherein it is provided that:

"A person who has been continuously employed in any city for a period of twenty-five years, and has reached the age of seventy years, may retire or be retired at any time thereafter. On and after retirement he shall be paid by the city one half the amount he was receiving as salary from the City at the time of his retirement"; and,

WHEREAS, it appears that said Pasquale Caputo is now over the age of 70 years, and has been employed by The City of Newark for a period of more than 25 years; and,

WHEREAS, said Caputo was receiving a salary of \$21.84 per week, and desires, due to advancing age, to be retired, on half pay;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the application for pension of Pasquale Caputo, employed by The City of Newark, in the Department of Public Affairs, Bureau of Street Cleaning, in the capacity of Laborer, is hereby granted, under and by virtue of the provisions of:

Chapter 103, P. L. 1923, (Revised Statutes 1937, 43:12-1), said pension to become effective as of January 26, 1939; and,

BE IT FURTHER RESOLVED that said Pasquale Caputo be paid a pension of \$10.92 per week, said pension to be paid as other pensions are paid.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, John Battista Baldino, an employe of the City of Newark, has been employed as Laborer since February 26, 1908, and since that time has been employed in the Division of Water, later in the House Sewer Connection Division, and later at Newark Airport; and all of which divisions are in the Department of Public Affairs; and,

WHEREAS, said Baldino has made application for a pension under—

Chapter 103, P. L. 1923 (Revised Statutes 1937, 43:12-1)

wherein it is provided that:

"A person who has been continu-

ously employed in any city for a period of twenty-five years, and has reached the age of seventy years, may retire or be retired at any time thereafter. On and after retirement he shall be paid by the city one-half the amount he was receiving as salary from the city at the time of his retirement";

and,

WHEREAS, it appears that said John Battista Baldino is about 73 years of age and has been employed by the City of Newark for a period of more than 25 years; and,

WHEREAS, said John Battista Baldino was receiving a salary of \$31.20 per week and has been unable to work because of advanced age since July 25, 1938, although his name has been carried on the City Employees' lists;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the application for pension of John Battista Baldino, employed by the City of Newark in the Department of Public Affairs, in the capacity of Laborer, is hereby granted, under and by virtue of the provisions of:

Chapter 103, P. L. 1923, (Revised Statutes 1937, 43:12-1)

said pension to become effective as of August 16, 1938; and,

BE IT FURTHER RESOLVED that said John Battista Baldino be paid a pension of \$15.60 per week, said pension to be paid as other pensions are paid.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: By the Board of Commissioners of the City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the last half of January, 1939, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

The services of Walter Dyckman, temporary Watchman, have been terminated, effective as of January 16th, 1939.

Michael Scahill, Fireman, absent because of illness, returned to duty on January 16th, 1939.

The services of Peter Hunt, temporarily employed as Fireman during the illness of Michael Scahill, have been terminated, effective as of January 16, 1939.

Patrick McGeary, Cleaner, has been transferred to Public Buildings (City Owned Property), at his same salary of \$1,200.00 per annum, effective as of January 16th, 1939.

Josephine Nester has been temporarily appointed as Telephone Operator at a salary of \$20.00 per week, effective as of January 18th, 1939. Miss Nester is not a new appointee but is being employed for a short period of time for relief work.

PUBLIC BUILDINGS (City Owned Property)

Joseph Purcell has been transferred to Public Buildings at his same

position of Laborer, effective as of January 16th, 1939, at his same salary of \$.60 per hour.

DIRECTOR'S OFFICE

Mildred Tropp, who has been temporarily employed as Junior Clerk-Stenographer, is hereby permanently appointed as Clerk Stenographer at a salary of \$960.00 per annum, effective as of January 16, 1939. Miss Tropp is not a new appointee but has been employed in this department since April, 1937, in a temporary capacity pending results of the Civil Service examination. She is now eligible for permanent appointment, her name having been certified by the Civil Service Commission.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, That the following Laborers in the Department of Public Affairs, whose names have been certified by the Civil Service Commission as eligible, be and they hereby are permanently appointed to the position of Blacksmith's Helper in the Department of Public Affairs, at the prevailing rate of wage, \$85 per hour, effective January 26, 1939:

Name	Bureau
Charles H. Schaufler,	Bureau of Street Cleaning
Henry J. Grohs,	Bureau of Motors
Gordon H. Fleming,	Bureau of Motors

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

RESOLVED, That Charles P. J. McGovern, Deputy Clerk, Second Criminal Court of the City of Newark, having been certified as eligible by the Civil Service Commission, be and he is hereby promoted to the position of Clerk of the Second Criminal Court of the City of Newark, at an annual salary of \$3,500.00 per annum, payable semi-monthly as other salaries are paid, effective February 1, 1939.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That Caroline Mac-Millan and Josephine K. Allen, having been certified as eligible by the Civil Service Commission, be and they are hereby appointed as Matrons in the Police Division, Department of Public Safety, at an annual salary of \$1,740.00 per annum, payable semi-monthly as other salaries are paid, effective February 1, 1939.

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That Resolution 4035, adopted by the Board of Commissioners on January 4, 1939, awarding and directing execution of contracts for furnishing and delivering miscellaneous materials, be and the same hereby is rescinded, only insofar as it concerns contract awarded to Builders Material Supply Co., for furnishing and delivering Building Bricks, said resolution in all other respects to remain in full force and effect, and granting permission to the Department of Central Purchase to re-advertise for the furnishing and delivering of said building bricks.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, That the Director of the Department of Public Affairs, be and he is hereby authorized and directed to advertise for sealed pro-

posals for the demolition and removal of two hangars at the Newark Airport known as the Standard Oil Hangar and the Transcontinental and Western Air Hangar.

Bids to be received as such time and place as said Director shall in said advertisement designate.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

Commissioner Duffy offered the following resolutions:

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering oil and horse-shoes and tips for the Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of New-

ark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering drugs, surgical and X-Ray supplies, for the period of four (4) months from date of award; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded in the amounts set opposite their respective names, being the lowest formal bidder in response to public advertisement for sealed proposals, and the Director of the Department of Public Works and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering drugs, surgical and X-Ray supplies:

Approximately

Amsterdam Brothers	\$ 246.50
B. & B. Drug Company	843.49
Chester Drug Company	3,409.09
Day Chemical Company	2,746.12
Fisher-Cohen Company	1,924.02
Greenfield Chemical Co.	3,240.99
General Chemical Co.	214.46
Medical Service Company	1,301.79
Maltbie Chemical Company..	868.79
Reinhold Schumann, Inc.	713.40
Picker X-Ray Corporation....	1,252.80
Seidler Chemical & Supply Co.	1,078.96
James P. Smith	4,163.00
Westinghouse X-Ray Company, Inc.	294.27
General Electric X-Ray Corp.	624.00
(Public Works)	

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein. Commissioner Murphy offered the following resolution:

WHEREAS, Section 110 of the Local Budget Act, as amended, provides that (where any contracts, commitments or payments are to be made prior to the final adoption of the 1939 budget) temporary appropriations should be made for the purposes and amounts required in the manner and time therein provided;

WHEREAS, the date of this resolution is not later than the thirtieth day of January, 1939; and

WHEREAS, one-quarter of the total appropriations in the 1938 budget exclusive of any appropriations made for debt service in said 1938 budget is the sum of Fourteen million five hundred sixty-one thousand two hundred fifty-three dollars and thirty-five cents (\$14,561,253.35); and

WHEREAS, on January 4th, 1939, Resolution No. 4033 was adopted by this Board under the aforesaid section of the Budget Act, whereby the sum of Seven million six hundred thirty thousand four hundred sixteen dollars and ninety-eight cents (\$7,630,416.98) was appropriated for the purposes set forth in said resolution;

AND WHEREAS, it is deemed necessary to make further additional appropriations under and by virtue of the aforesaid section of the budget act;

AND WHEREAS, the sum total of the appropriation made under both of these resolutions will amount to the sum of Eight million five hundred eighty-five thousand nine hundred thirty dollars and eighty-eight cents

(\$8,585,930 88) which is within the limitation of the said Act;

NOW, THEREFORE BE IT RESOLVED, that the following tem-

porary appropriations be and the same are hereby made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his records:

	Personal Service	Materials and Supplies
Newark Airport	\$ 47,015.48	\$ 8,088.15
Water	233,150.00	398,268.17
Bureau of Docks	15,918.83	14,056.17
Motors	44,955.19	33,519.81
Printing and Stationery		11,200.00
Outdoor Poor		2,375.00
Bureau of Streets		27,050.00
Street Cleaning		3,550.00
House Sewers		5,125.00
Weights and Measures		595.63
Tax Liens on Land in Water Shed		10,047.22
Public Buildings (City Owned Property)		3,000.00
W.P.A. Appropriation (Dept. Public Affairs).....	1,250.00	81,974.25
W.P.A. Appropriation (Dept. Public Safety)		5,200.00
W.P.A. Appropriations (Dept. Public Works).....		9,175.00
	<hr/>	<hr/>
	\$342,289.50	\$613,224.40

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 Pearce R. Franklin
 M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, by the Board of Commissioners of The City of Newark that Resolution No. 3970, adopted by this Board on December 21, 1938, be and the same is hereby rescinded.

Jos. M. Byrne, Jr.
 M. Ellenstein
 M. P. Duffy
 Pearce R. Franklin
 Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Public Library of Newark, New Jersey, is the beneficiary under the last will and testament of James E. Howell, deceased, of the residue of his Estate after the death of Minnie L. Howell, and Minnie L. Howell, now being deceased, the Library is entitled to the residue as aforesaid; and

WHEREAS, by the terms of a certain agreement entered into between the Fidelity Union Trust Co., Trustee, et als. and the Library, certain assets are to be presently turned over to the Board of Trustees of the Library, which assets are hereinafter particularly set forth;

THEREFORE, BE IT RESOLVED

by the Board of Commissioners of The City of Newark that the Board of Trustees of the Public Library of Newark, New Jersey, be and they are hereby authorized to receive the following described property, being the residue of the Estate of James E. Howell, deceased, for the use of the Library as provided for and prescribed by the last will and testament of the said James E. Howell, deceased, to wit:

50 shares Chapultepec Land Improvement Company Capital \$100. par.

12 shares Rapid Transit Street Railway Co. Capital no par.

Beneficial interest in the following mortgage trusts of Fidelity Union Trust Company:

Mtge. No.	Amount	Maker
62971	4000/12,000ths	Constant Segal
64877	2500/7,000ths	Otto L. Omen
67854	1800/70,000ths	Bella Chausmer
68373	4500/204,000ths	Solow Realty Co.
70803	1000/192,000ths	D. I. M. Construction Corp.
72415	7000/511,500ths	Otto H. Albanesius
73367	2500/42,200ths	Nathan Dishler
73971	8000/235,000ths	Durban Apartments, Inc.
75110	2000/69,500ths	William Liss
81773	4600/207,100ths	Gerber Bros. Realty Co., Inc.
81805	3000/238,000ths	1013/17 Broad Street, Newark, N. J. (Real Estate)
82069	2500/640,000ths	Ritz Holding Co.
84100	6000/379,000ths	Harrison Street Holding Co., Inc.
87450	500/12,000ths	Gelsomina Rita

Bonds

\$10,000. par Newark Consolidated Gas Co. 5% due December 1, 1948;
 5,000. par City of Orange, N. J. Electric Light Plant 4% due January 1, 1960.
 3,000. par Newark Gas Co. 1st mortgage 6% due April 1, 1944.
 7,500. par Home Owners' Loan Corporation Series B 2-3/4% due August, 1, 1949.

Principal Cash\$18,918.50
 Net Income Cash 10,025.62

AND BE IT FURTHER RESOLVED, that the said Board of Trustees be and they are hereby authorized to execute a release to the aforesaid Fidelity Union Trust Company, Trustee, for the aforesaid property for and in behalf of The City of Newark and the Public Library of The City of Newark, form of release to be approved by the Law Department.

rected to forward a copy of this resolution to Hood, Lafferty & Campbell, attorneys for Trustees, and to the Board of Trustees of the Library.

Jos. M. Byrne, Jr.
 M. Ellenstein
 M. P. Duffy
 Vincent J. Murphy
 Pearce R. Franklin

THE CITY CLERK is hereby di-

The roll being called the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

WHEREAS, Samuel Avidan, Receiver for 148 Market Street Corporation, 148 Market Street, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark for a Plenary Retail Consumption License, and deposited with the Clerk of the said Board of July 30, 1938, the sum of \$500.00; and

WHEREAS, Plenary Retail Consumption License No. C-1037 was issued to the said Samuel Avidan, Receiver for 148 Market Street Corporation, 148 Market Street, Newark, on January 5, 1939; and

WHEREAS, the sum to be paid for the said license on January 5, 1939, was \$241.12, entitling the said Samuel Avidan, Receiver for 148 Market Street Corporation, to a refund of \$258.88;

THEREFORE BE IT RESOLVED by the Board of Commissioners of

the City of Newark that the sum of \$258.88 be and the same is hereby ordered paid to the said Samuel Avidan, Receiver for 148 Market Street Corporation, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Samuel Avidan, Receiver for 148 Market Street Corporation, the said sum of \$258.88 for the reason hereinbefore set forth.

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

RESOLVED, that the Director of Revenue and Finance be and he is hereby authorized to transfer the following amounts, on account of Budget Appropriations, 1938, to Reserve for Uncompleted Contracts:

From Director's Office—Revenue and Finance	
To Reserve for Uncompleted Contracts	\$ 847.01
From Comptroller's Office	
To Reserve for Uncompleted Contracts	8,417.60
From Auditor's Office	
To Reserve for Uncompleted Contracts	19,595.24
From Treasurer's Office	
To Reserve for Uncompleted Contracts	1,368.97
From Tax Board	
To Reserve for Uncompleted Contracts	7,998.67
From Tax Receiver	
To Reserve for Uncompleted Contracts	6,758.40

From Personal Arrears	
To Reserve for Uncompleted Contracts	1,297.27
From Tax Revaluation	
To Reserve for Uncompleted Contracts	426.00
From Assessments for Local Improvements	
To Reserve for Uncompleted Contracts	56.16
From District Courts	
To Reserve for Uncompleted Contracts	124.31
From Sinking Fund Commission	
To Reserve for Uncompleted Contracts	24.04
From Tax Sale Advertising	
To Reserve for Uncompleted Contracts	1,865.43
From W. P. A. Projects (Revenue and Finance)	
To Reserve for Uncompleted Contracts	29,638.57
From Police Department	
To Reserve for Uncompleted Contracts	22,890.49
From Fire Department	
To Reserve for Uncompleted Contracts	12,493.01
From Building Division	
To Reserve for Uncompleted Contracts	32.15
From Department of Central Purchase,	
To Reserve for Uncompleted Contracts	1,310.85
From Smoke Abatement	
To Reserve for Uncompleted Contracts	202.09
From Public Buildings	
To Reserve for Uncompleted Contracts	5,624.24
From Shade Tree	
To Reserve for Uncompleted Contracts	518.33
From Weights and Measures	
To Reserve for Uncompleted Contracts	2,763.85
From W.P.A. Projects (Parks and Public Property)	
To Reserve for Uncompleted Contracts	1,591.78
From Mayor's Office	
To Reserve for Uncompleted Contracts	131.16
From Engineering Division	
To Reserve for Uncompleted Contracts	16.76
From Bureau of Streets	
To Reserve for Uncompleted Contracts	18,157.58
From Bureau of Sewers	
To Reserve for Uncompleted Contracts	540.93

From Bureau of Lighting	
To Reserve for Uncompleted Contracts	44.58
From Street Cleaning	
To Reserve for Uncompleted Contracts	30,717.12
From Sidewalks	
To Reserve for Uncompleted Contracts	57.32
From Bureau of Surveys	
To Reserve for Uncompleted Contracts	692.23
From Labor Relations Board	
To Reserve for Uncompleted Contracts	100.00
From Industrial Commission	
To Reserve for Uncompleted Contracts	1,705.88
From City Clerk's Office	
To Reserve for Uncompleted Contracts	1,233.46
From Elections	
To Reserve for Uncompleted Contracts	302.68
From Health Department	
To Reserve for Uncompleted Contracts	160.00
From City Hospital,	
To Reserve for Uncompleted Contracts	14,088.82
From City Home	
To Reserve for Uncompleted Contracts	465.52
From Alms House—Administration Relief	
To Reserve for Uncompleted Contracts	1,500.00
From Convalescent Hospital—Administration Relief	
To Reserve for Uncompleted Contracts	2,000.00
From Law Department	
To Reserve for Uncompleted Contracts	1,287.75
From City Sundries (Court Costs)	
To Reserve for Uncompleted Contracts	970.00
From Contingent	
To Reserve for Uncompleted Contracts	1,000.00
Bureau of Baths	
To Reserve for Uncompleted Contracts	21.28

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 Pearce R. Franklin
 M. P. Duffy

Yeas: Commissioners Byrne, Duffy,
 Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the
 following resolutions:

The roll being called the resolution
 was declared adopted by the follow-
 ing votes:

RESOLVED, that the Department
 of Central Purchase be and it hereby
 is authorized and directed to adver-

tise for sealed proposals for furnishing and delivering one (1) or more Caterpillar R. D. 7 Deisel Tractors with cab complete, for the Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering sand spreaders; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said sand spreaders to the City of Newark, be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said sand spreaders:

THE GOOD ROADS MACHINERY
COMPANY OF NEW YORK, INC.,
New York City—

(Public Affairs)

One (1) or more Good Roads Model Y-186-G Sand or Material Spreaders @ \$2,300.00 each.

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, it is imperative that The City of Newark now proceed to acquire full and absolute title to premises in Pequannock Watersheds known as the "John Rutherford Trust Estate" located in the Township of West Milford, Passaic County and in the Townships of Hardyston and Vernon in the County of Sussex, containing in the aggregate about twelve hundred (1,200) acres; and

WHEREAS, taxes on said lands were in default since 1923, and through assignments of tax certificates of sale given to one Frank A. Hoagan of West Milford Township in the years 1927 and 1928 he became the owner of the said tax liens; and

WHEREAS, said Frank A. Hoagan has continued to pay taxes on the aforesaid properties, as indicated on the statements hereto annexed and made part hereof; and

WHEREAS, said Frank A. Hoagan subsequently instituted proceedings in the Court of Chancery to foreclose the said tax liens, which foreclosure is still pending; and

WHEREAS, The City of Newark, to guard against threatened develop-

ments of home sites, pollution and danger to its water supply, purchased a one thirty-second (1/32) interest in the said lands from Alfred Ely, and Mary, his wife (she being one of the heirs to said Estate) by deed bearing date August 1, 1932, for the sum of One thousand three hundred twenty-eight dollars and ninety cents (\$1,328.90) by which deed the City also agreed to subsequently pay to those representing each share of the remaining thirty-one (31) shares the said sum of One thousand three hundred twenty-eight dollars and ninety cents (\$1,328.90) upon the delivery of deeds to the City. The above conveyance being made subject to all outstanding taxes and was made in accordance with a separate Agreement entered into between The City of Newark and the said Ely's bearing date August 1, 1932; and

WHEREAS, the sum of Eight thousand eight hundred forty-seven dollars and twenty-two cents (\$8,847.22) is due and owing the said Frank A. Hoagan for said taxes, and interest thereon to February 1, 1939, and the further sum of Twelve hundred dollars (\$1,200.00) is due and owing J. W. and E. A. De Yoe, counsellors-at-law of Paterson, New Jersey, which sum was allowed by Vice Chancellor Vivian M. Lewis in the year 1937, as their fee and costs incurred in the foreclosure proceedings instituted to foreclose the said Hoagan tax liens, making a total of Ten thousand forty-seven dollars and twenty-two cents (\$10,047.22); and

WHEREAS, at a conference of the Board of Commissioners of The City of Newark, held September 28, 1938,

motion was duly adopted that the amount required be appropriated, at the first legal opportunity to do so, in an amount not to exceed Ten thousand dollars (\$10,000.00); and

WHEREAS, the amount now due as of February 1, 1939, will be Ten thousand forty-seven dollars and twenty-two cents (\$10,047.22);

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the sum of Eight thousand eight hundred forty-seven dollars and twenty-two cents (\$8,847.22) be and the same is hereby appropriated to Frank A. Hoagan in full payment of all taxes and interest due, as per the schedules hereto attached and made part hereof; and

BE IT FURTHER RESOLVED, that the sum of Twelve hundred dollars (\$1,200.00) be and the same is hereby appropriated to J. W. and E. A. De Yoe, attorneys, in full payment of counsel fees and costs, as allowed by the order of Vice Chancellor Lewis; and

BE IT FURTHER RESOLVED, that the aforesaid sums shall be paid upon the execution, delivery, and transfer of the tax certificates now held by Frank A. Hoagan, and upon the delivery of all other necessary papers as may be required, and approved as to form by the Law Department.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy

RUTHERFORD-HOAGAN TAX CERTIFICATE
SUSSEX COUNTY

Tax Certificate for 1928 taxes	\$46.77	
Recording fee	2.00	
	<hr/>	\$48.77
Interest—Sept. 30, 1930, to May 1, 1936,—8%.....	21.78	\$ 70.55
1929 Tax, int. and costs to June 3, 1932	45.84	
Interest—June 3, 1932 to May 1, 1936—8%	14.33	60.17
1930 Tax, int. and costs to June 20, 1932	37.96	
Interest—June 20, 1932 to May 1, 1936—8%.....	11.73	49.69
1931 Tax	29.62	
Interest—June 30, 1933 to May 1, 1936—8%	6.72	36.34
1932 Tax	25.06	
Interest—June 30, 1933 to May 1, 1936—8%	5.68	30.74
1933 Tax—1st half	14.54	30.74
Interest—June 30, 1933 to May 1, 1936—8%	3.30	17.84
1933 Tax—2nd half	14.54	
Interest—July 2, 1935 to May 1, 1936—8%.....	.96	15.50
1934 Tax	25.25	
Interest—July 2, 1935 to May 1, 1936—8%	1.67	26.92
1935 Tax—1st half	14.46	
Interest—July, 1935 to May 1, 1936—8%.....	.96	15.42
1935 Tax—2nd half	14.46	
Interest—Dec. 1, 1935 to May 1, 1936—8% .....	.48	14.94
1936 Tax—1st quarter	7.23	
Interest—February 2, 1936 to May 1, 1936—8%.....	.14	7.37
	<hr/>	
Total		\$ 345.48
	Forward	
Brought forward		\$ 345.48
Interest—May 1 to June 1, 1936		2.32
	<hr/>	
1936 Tax—2nd quarter		\$ 347.80
	<hr/>	7.23
	<hr/>	\$ 355.03
Interest on \$284.96, amount advanced by Mr. Hoagan, from June 1, 1936 to November 1, 1938 at 8%.....		55.09
	<hr/>	
		\$ 410.12
Interest on \$284.96 from November 1, 1938 to Feb. 1, 1939		8.20
	<hr/>	
		\$ 418.32

RUTHERFORD-HOAGAN TAX CERTIFICATE
PASSAIC COUNTY

Tax Certificate	\$ 632.20	
Interest—February 9th, 1927 to May 1, 1936—8%.....	466.70	
	<hr/>	\$ 1,098.90
1924 Tax and int. to July 30, 1927	\$539.44	
1925 Tax and int. to July 30, 1927	531.44	
1926 Tax and int. to July 30, 1927	490.72	
1st half 1927 Tax and int. to July 1927	254.43	
	<hr/>	1,816.03
Interest—July 30, 1927 to May 1, 1936—8%	1,271.62	
	<hr/>	3,087.65
1927 Tax—2nd half	251.10	
Interest—December 1, 1927 to May 1, 1936—8%	169.02	
	<hr/>	420.12
1928 Tax and int. to July 1, 1935	\$586.27	
1929 Tax and int. to July 1, 1935	425.20	
1930 Tax and int. to July 1, 1935	307.56	
1931 Tax and int. to July 1, 1935	286.44	
1932 Tax and int. to July 1, 1935	182.70	
	<hr/>	1,788.17
Interest—July 1, 1935 to May 1, 1936—8%.....	118.81	
	<hr/>	1,906.98
1933 Tax—1st half	71.75	
Interest—June 1, 1933 to May 1, 1936—8%.....	16.72	
	<hr/>	88.47
1933 Tax—2nd half	92.24	
Interest—December 6, 1933 to May 1, 1936—8%	17.71	
	<hr/>	109.95
1934 Tax—1st quarter	35.88	
Interest—February 3, 1934 to May 1, 1936—8%.....	6.43	
	<hr/>	42.31
1934 Tax—2nd quarter	35.87	
Interest—May 3, 1934 to May 1, 1936—8%.....	5.72	
	<hr/>	41.59
Forward		\$ 6,795.97
Brought forward		\$ 6,795.97
1923 Taxes—3rd quarter	53.03	
Interest—August 4, 1934 to May 1, 1936—8%	7.38	
	<hr/>	60.41
1934 Taxes—4th quarter	53.02	
Interest—November 13, 1934 to May 1, 1936—8%.....	6.21	
	<hr/>	59.23
1935—1st half, and int. to August 5, 1935	91.54	
Interest—August 5, 1935 to May 1, 1936—8%	5.40	
	<hr/>	96.94
1935 Taxes—3rd quarter	37.45	
Interest—August 5, 1935 to May 1, 1936—8%.....	2.20	
	<hr/>	39.65
1935 Taxes—4th quarter	37.45	
Interest—December 1, 1935 to May 1, 1936—8%.....	1.24	
	<hr/>	38.69

Interest—February 1, 1936 to May 1, 1936—%	40.95	
	.81	41.76
Total		\$ 7,132.65
Additional interest, May 1 to June 1, 1936		47.55
		\$ 7,180.20
1936 Taxes—2nd quarter	40.95	
Interest—May 4, 1936 to June 1, 1936	.26	41.21
		\$ 7,221.41
Interest on \$5,077.63, amount advanced by Mr. Hoagan, from June 1, 1936 to November 1, 1938, at 8%		981.67
		\$ 8,203.08
Interest on \$5,077.63 from November 1, 1938 to February 1, 1939 at 8%		101.55
1936 Taxes—last half paid	104.30	
Interest on—last half to December 15, 1938	18.72	123.02
Interest on \$123.02 from December 15, 1938 to February 1, 1939		1.25
		\$ 8,428.90
Sussex Co. Taxes and Interest		418.32
		\$ 8,847.22
Counsel fee to J. W. and E. A. De Yoe		1,200.00
Due February 1, 1939		\$10,047.22

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioners Byrne and Murphy not voting.

The following communication was received and read:

Board of Adjustment

Newark, N. J., January 24, 1939.

The Board of Commissioners of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928; (40; 5539 Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

315-321 Lyons Avenue; Werden C. Goodemoot; in a 1st business district the addition of a lubritorium and automobile laundry to an existing gasoline station; same to be constructed and operated in conformity with the rules of this Board; such use to be limited to the period of five years;—(No objections);

55-57 Commercial Street; Ray-

mond Boulevard Realty Co., Inc.; in a 1st industrial district the installation of two gasoline pumps on present automobile parking station; same to be installed in conformity with the plans filed with this Board; such use to be limited to the period of one year;—(No objections);

*878-880 Broad Street, Mortann Corporation; renewal of permit for automobile parking station; such use to be limited to the period of one year ending January 29, 1940.

Respectfully submitted,
Board of Adjustment.
R. B. Rankin, Secretary.

(The above matters to be heard by the Board of Commissioners at its meeting of January 25, 1939.)

Received, copy to be sent to each Commissioner and further action postponed to February 1, 1939.

Mr. Herman L. Levinson: I ask if the Commission would not dispense with its rules and approve the recommendation of the Board?

Mayor Ellenstein: I will entertain a motion that the rules be suspended in the matter.

Commissioner Franklin: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having consid-

ered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Raymond Boulevard Realty Co., Inc., owner; for the installation of two gasoline pumps on present automobile parking station in a 1st industrial district; premises 55-57 Commercial Street; same to be installed in conformity with the plans filed with the Board of Adjustment; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move its adoption.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mr. Bross: The application of the Mortann Corporation for renewal of a permit for an automobile parking station, 878, 880 Broad Street.

Mayor Ellenstein: I will entertain a motion the rules be suspended.

Commissioner Franklin: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Mortann Corporation (Stanley Company of America, owner); for the renewal of permit for automobile parking station; premises 878-880 Broad Street; such use to be limited to the period of one year ending January 29, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any

person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mr. Bross: There is another one. It says "no objectors." It is a new one.

Mayor Ellenstein: Well, there is no one here to ask for any special action. It will take its usual course and be heard one week from today.

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
MICHAEL P. DUFFY
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

MINUTES OF MEETINGS OF THE Board of Commissioners

February, 1939

Newark, N. J., February 1, 1939.

A Regular Meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M.

Director Murphy appeared and because of a lack of quorum adjourned the meeting to 4:30 P. M., February 1, 1939.

* * * *

Newark, N. J., February 1, 1939.

An Adjourned Meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 4:30 P. M.

Present: Commissioners Byrne, Duffy, Mayor Ellenstein.

Absent: Commissioners Franklin, Murphy.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Byrne: I move we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Three Thousand, Seven Hundred Eighty-seven Dollars and Eighty-nine Cents (\$3,787.89) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending January 25th and January 28th, 1939, as follows:

Shade Tree	\$ 2,503.89
Public Buildings	1,284.00
	<hr/>
	\$ 3,787.89

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

RESOLVED: That the sum of Eleven Thousand, Four Hundred Eighteen Dollars and Twenty-two Cents (\$11,418.22) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from January 16th to 31st, 1939, as follows:

Director's Office	\$ 879.99
Smoke Abatement	154.16
Public Buildings	7,834.13
Public Buildings (City Owned Property)	222.46
Weights and Measures	481.66
Printing and Stationery....	180.00
Shade Tree	1,457.49
W. P. A. Project No. 1485-7	208.33
	<hr/>
	\$ 11,418.22

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of One Hundred Thousand, Five Hundred Twenty-six Dollars and Forty-nine Cents (\$100,526.49) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works, for the last half of January, 1939, as follows:

Director's Office	\$ 1,566.65
Bureau of Health	24,519.35
Newark City Hospital	23,552.92
Convalescent Hospital	1,872.32
Newark City Home	3,225.12
Bureau of Baths	5,211.08
Newark City Alms House	2,591.49
Ivy Hill Power Plant	2,526.26
Outdoor Poor Department	2,089.98
Law Department	3,880.79
Board of Adjustment—	
Zoning	460.00
Emergency Relief—	
Administration	29,030.53
	<hr/>
	\$100,526.49

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

RESOLVED: That the sum of Six Hundred Thirty-three Dollars and Thirty-three Cents (\$633.33) be and the same is hereby appropriated to the City Treasurer, being the monthly payroll of the Department of Public Works from January 1st to 31st, 1939, as follows:

United States Social Hygiene	\$633.33
------------------------------------	----------

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes.

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

RESOLVED: That the sum of Eighty-seven Dollars and Seventy-five Cents (\$87.75) be and the same

is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Law Department—1938
Reserve Fund\$87.75

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes.

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

RESOLVED: That the sum of Forty Dollars (\$40.00) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for back pay from November 16th to 30th, 1938, as follows:

Bureau of Health
(Reserve for uncompleted contracts)\$40.00

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Sixty-seven Dollars and Fifty Cents (\$167.50) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claim of the Department of Public Works, as follows:

Director's Office\$ 75.00

Law Department .. . 32.50
Public Outing (Camp Newark) 60.00
\$167.50

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

RESOLVED: That the sum of Sixty-seven Dollars and Fifty Cents (\$67.50) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works from January 1st to 16th, 1939, as follows:

Bureau of Health\$67.50

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Dollars (\$100.00) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Law Department
Reserve for uncompleted contracts\$100.00

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called the resolution

as declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-eight Thousand, Six Hundred Eighty-five Dollars and Six Cents (\$48,685.06) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, Semi-Monthly Payroll, Period January 16th-January

31st, 1939, both inclusive:	
Director's Office	\$ 1,439.57
Newark Airport	1,254.99
Bureau of Lighting	420.00
Bureau of Streets	3,108.28
Sidewalks	216.66
House Sewer Connections..	380.82
Bureau of Sewers	1,119.14
Bureau of Street Cleaning	4,219.08
Bureau of Surveys	3,101.66
Engineering Division	1,028.33
Bureau of Motors	1,927.63
Bureau of Water	19,559.48
Street Construction	2,915.79
Bureau of Decks	1,095.00
Newark Labor Relations	
Board	280.00
Sewer Construction	774.57
Airport Construction	1,515.00
City Railway Construction	645.83
City Clerk	3,183.23
Elections	500.00
	<hr/>
	\$ 48,685.06

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

RESOLVED That the sum of Thirty-six Thousand, Two Hundred Eight Dollars and Sixty-eight Cents (\$36,208.68) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, Weekly Payroll, Period Ending January 25, 1939:

Newark Airport	\$ 2,302.00
Bureau of Motors	2,700.99
Bureau of Streets	1,082.12
Bureau of Sewers	820.67
House Sewer Connections	533.58
Bureau of Street Cleaning	18,881.18
Street Construction	569.78
Bureau of Docks	757.20
Bureau of Water	8,561.16
	<hr/>
	\$ 36,208.68

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Thousand, Two Hundred Ninety-eight Dollars and Eighty-six Cents (\$7,298.86) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction	
(WPA Project No.	
3531-7)	\$ 3,608.54
Street Construction	
WPA Project No. 3531)	3,283.91

Sewer Construction	
(WPA Project No. 601)....	1.25
Sewer Construction	
(WPA Project No. 601)	350.16
Sewer Construction	
(WPA Project No. 4813)	55.00
	<hr/>
	\$ 7,298.86

M. Ellenstein
 Jos. M. Byrne, Jr.
 M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand, Seven Hundred Seventy Dollars (\$1,770.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction	\$ 1,728.00
Water	42.00
	<hr/>
	\$ 1,770.00

M. Ellenstein
 Jos. M. Byrne, Jr.
 M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Hundred Fifty-five Dollars and Fifty Cents (\$745.50) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	
(WPA Project No. 649)	\$171.50
Water	
(WPA Project No. 5046).....	154.00
Water	
(WPA Project No. 649).....	42.00
Water	
(WPA Project No. 5046).....	378.00
	<hr/>
	\$745.50

M. Ellenstein
 Jos. M. Byrne, Jr.
 M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Three Dollars and Twenty-two Cents (\$403.22) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Planning (WPA Project No. 5358-7)	\$403.22
--	----------

M. Ellenstein
 Jos. M. Byrne, Jr.
 M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-three Thousand, Three Hundred Eight Dollars and Twenty-seven Cents (\$23,308.27) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and

Finance from January 16th to 31st,
1939, as follows:

Director's Office	\$ 1,341.65
Comptroller's Office	2,899.06
Auditor of Accounts	2,095.00
City Treasurer	840.89
Receiver of Taxes	2,501.19
Receiver of Taxes (Iron- workers)	102.00
Arrears Personal Taxes....	1,831.13
Board of Assessment and Revision of Taxes	8,125.43
Revaluation Bureau	404.14
Board of Assessment for Local Improvements	869.98
First District Court	1,179.16
Second District Court	1,119.14
	<hr/>
	\$ 23,308.27

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein

The roll being called the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Mayor Ellenstein.

RESOLVED: That the sum of
Two Thousand Six Hundred Three
Dollars and Fifty-seven Cents (\$2,-
603.57) be and the same is hereby ap-
propriated to persons named on the
annexed certified list, being the bills
and claims of the Department of Re-
venue and Finance as follows:

Director's Office	\$ 177.50
Comptroller's Office	35.00
Auditor's Office	10.00
Tax Revaluation	1,433.87
Reserve for Overpayments, Comptroller's Office	853.20
Reserve for uncompleted contracts, Auditor's Office	94.00
	<hr/>
	\$ 2,603.57

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein

The roll being called the resolution
was declared adopted by the follow-
ing votes.

Yeas: Commissioners Byrne, Duffy,
Mayor Ellenstein.

Commissioner Murphy offered the
following resolution:

RESOLVED: That the sum of
Two Hundred Twenty-five Thousand
Two Hundred Two Dollars and Nine-
ty-six Cents (\$225,202.96) be and the
same is hereby appropriated to per-
sons named on the annexed certified
list, being the semi-monthly payroll
of the Department of Public Safety
from January 16th to 31st, 1939, in-
clusive, as follows:

Director's Office	\$ 916.66
License Division	714.57
Building Division	3,137.47
Electrical Division	2,121.48
First Criminal and Fam- ily Courts	1,187.48
Second Criminal Court	502.23
Third Criminal Court	354.16
Night Police Court	312.49
Department of Central Purchase	1,993.32
Fire Division	81,431.06
Police Division	132,528.04
	<hr/>
	\$225,202.96

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called the resolution
was declared adopted by the follow-
ing votes.

Yeas: Commissioners Byrne, Duffy,
Mayor Ellenstein.

Mayor Ellenstein offered the fol-
lowing resolution:

WHEREAS, Pearce R. Franklin, Director of the Department of Public Works, has filed with the United States Works Progress Administration, a project application for general alterations to hospital buildings in the City of Newark; and,

WHEREAS, said project application has been approved by the President of the United States and an allotment of Federal funds made for its operation in the amount of \$104,330.00, which is contingent upon the expenditure of \$37,047.00 by the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark, that the Director of the Department of Public Works is hereby authorized to expend the sum of \$37,047.00 for the purpose aforesaid.

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes.

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED: By the Board of Commissioners of the City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the last half of January, 1939, and for week ending February 1st, 1939, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS:

Michael F. Dempsey, temporary Stationary Engineer, terminated his services effective as of January 29th, 1939.

Josephine Nester, temporary telephone operator, terminated her services effective as of January 21st, 1939.

Albrt Lott has been temporarily appointed as Stationary Engineer at a salary of \$3,180.00 per annum, effective as of January 29th, 1939.

Mr. Lott has been temporarily appointed to fill the vacancy caused by the death of Peter Reilly, and it is not a new appointment.

Because of illness, James Crummy, Cleaner, and Thomas Fleming, Laborer, were granted a three months extension on their leaves of absence, effective as of December 1st, 1938, without pay.

SHADE TREE

The services of the following temporary Laborers will terminate effective as of February 1st, 1939: Edward Castaldi, Avel Del Vecchio, Joseph Phillips, James Rogers, Timothy Tansey, James Welsh, Edward Di-Vincenzo, George Guilfoyle, Douglas Lazata and Vito Vitiello. These men were temporarily employed to help trim trees and kindred work caused by the storm of September 21st, 1938.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Commissioner Duffy offered the following resolution:

RESOLVED: That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Groceries and Dairy Products for the Department of Public Works.

Bids to be received on such date:

and at such time as it shall in said advertisement designate.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, The Newark Tidewater Terminal, Inc., and the Portside Manufacturing and Storage Co., Inc., are about to enter into a lease for approximately 67,200 square feet of space in Warehouse No. 7, comprising all of Sections F, G and H, (and more particularly indicated on a diagram annexed to the proposed lease between the Newark Tidewater Terminal, Inc., and the Portside Manufacturing and Storage Co., Inc.) for a period of six years from March 1, 1939, with an option to renew said lease for an additional term of six years and six months from March 1, 1945, and

WHEREAS, the said Portside Manufacturing and Storage Co., Inc. contemplates the expenditure of about \$15,000.00 for improvements to the said premises about to be leased by it, and furthermore has promised to employ about 200 Newark residents in connection with the operation of its business; and,

WHEREAS in the lease between the City of Newark and the Newark Tidewater Terminal, Inc. there is a provision that after eighteen months the said lease may be cancelled by either party upon six months notice, as provided in Paragraph 29 of the said lease; and,

WHEREAS, the Portside Manufacturing and Storage Co., Inc. desires to continue occupancy of the contemplated leased premises for the full period of time specified in the proposed lease between the Newark Tidewater Terminal, Inc. and the Portside Manufacturing and Storage Co., Inc., and,

WHEREAS in view of the promise of the Portside Manufacturing and Storage Co., Inc. to expend about \$15,000.00 for repairs, and to employ approximately 200 Newark residents, the Board of Commissioners of the City of Newark believe it will be to the best interest of the City of Newark to have the Portside Manufacturing and Storage Co., Inc. locate its business in Newark;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the City of Newark hereby agrees that if there is any termination or cancellation of the lease between the City of Newark and the Newark Tidewater Terminal, Inc., as provided in Paragraph 29 of the lease between the City of Newark and the Newark Tidewater Terminal, Inc., and if at the time of the said termination or cancellation of the aforesaid lease between the City of Newark and the Newark Tidewater Terminal, Inc., the Portside Manufacturing and Storage Co., Inc. should still be a tenant in said premises, and has complied with all the terms and conditions of the leases existing between the City of Newark and the Newark Tidewater Terminal, Inc. and the Newark Tidewater Terminal, Inc. and the Portside Manufacturing and Storage Co., Inc., and has not violated any of the terms of the agreement of July 30, 1936, existing between the United States of America and the City of Newark, then the City of Newark will permit said Portside Manufacturing and Storage Co., Inc., to remain in possession of the said premises leased to

it by the Newark Tidewater Terminal, Inc. subject to all the terms and conditions of (a) the lease between the Newark Tidewater Terminal, Inc. and the Portside Manufacturing and Storage Co., Inc., and (b) the lease existing between the City of Newark and the Newark Tidewater Terminal, Inc., and (c) the agreement existing between the United States of America and the City of Newark;

PROVIDED, FURTHER, however, that nothing contained in the lease between the Newark Tidewater Terminal, Inc. and the Portside Manufacturing and Storage Co., Inc. shall be deemed to change, alter, or modify any of the terms of the lease now existing between the City of Newark and the Newark Tidewater Terminal, Inc., except as herein specified; and

PROVIDED FURTHER that the terms and conditions of the lease between the Newark Tidewater Terminal, Inc., and the Portside Manufacturing and Storage Co., Inc. shall at all times be subordinate to the terms of the agreement dated July 30, 1936 between the United States of America and the City of Newark; and

PROVIDED FURTHER that the City of Newark shall not be liable for any damages or losses sustained by the Portside Manufacturing and Storage Co., Inc. by reason of the failure of the City of Newark to comply with any of the terms or conditions of the agreement of July 30, 1936 existing between the United States of America and the City of Newark; and

PROVIDED FURTHER that the City of Newark shall not be charged with nor responsible for the payment of any commissions or brokerage fees which may be due or become due by reason of, or as a result of the lease between the Newark Tidewater Terminal, Inc., and the Portside Manufacturing and Storage Co., Inc., and,

BE IT FURTHER RESOLVED that the Director of the Department of Public Affairs and the City Clerk are hereby authorized and empowered to enter into an agreement with the Portside Manufacturing and Storage Co., Inc., in accordance with the terms and conditions herein set forth.

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, by the Board of Commissioners of The City of Newark that the Director of the Department of Parks and Public Property be and is hereby authorized to advertise for bids for leasing for a period of nine months City-owned property on the west side of Mulberry Street, beginning at the corner of Green Street, running South approximately 186 feet and 80 feet deep, excluding a driveway of 10 feet in width located approximately 127 feet South of the south-west corner of Green and Mulberry Streets, being vacant land and to be leased for use as a parking station, and the said Director is hereby authorized to determine the highest responsible bidder and to execute a lease for a period of nine months, subject to approval as to form by the Law Department, and also to reserve the right to reject all bids.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas Commissioners Byrne, Duffy,
Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering minutes of the Board of Commissioners' meetings; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said minutes to the City of Newark, be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said minutes:

CITIZENS PUBLISHING COMPANY—Newark, N. J.

Approx. 200 copies per month of the minutes of the Board of Commissioners' meeting, for the year 1939 @ \$2.29 per page.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

RESOLVED, that the following named persons be and they are here-

by appointed Constable of the City of Newark, for the term expiring December 31, 1939:

Emanuel Geller, 678 South 19th Street.

Elias A. Israelow, 31 Stengel Avenue.

Isadore Kronstein, 26 Mercer Street.

Max Marzell, 281 Ridgewood Avenue.

William Waller, 383 Springfield Avenue.

Samuel Zoller, 229 South Orange Avenue.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

RESOLVED, that the following bonds be and the same are hereby approved as to sufficiency:

CONSTABLES' BONDS

Solomon C. Bennett
Emanuel Geller
Elias A. Israelow
Isadore Kronstein
Max Marzell
William Waller
Walton E. Wright
Samuel Zoller.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,
Mayor Ellenstein.

WHEREAS, vacancies exist in the rank of Captain in Truck Company Number 2 and Engine Company Number 17 in the Fire Division, Department of Public Safety, and there being no Civil Service eligible list for said position;

NOW, THEREFORE, BE IT RESOLVED, that Fireman Joseph L. Boland and Fireman Fritz Klinhelberger, are hereby promoted to the rank of Acting Captain in said Fire Division, Department of Public Safety, pending results of Civil Service examination, at an annual salary of \$3,000, payable semi-monthly as other salaries are paid, effective February 1, 1939.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,
Mayor Ellenstein.

WHEREAS, a vacancy exists in the rank of Battalion Chief in the Fire Division, Department of Public Safety;

NOW, THEREFORE, BE IT RESOLVED, that Captain Charles F. Cullen, who has been certified as eligible by the Civil Service Commission, be and he is hereby promoted to the rank of Battalion Chief in the Fire Division, Department of Public Safety, and he shall be paid the same salary and in the same manner as other Battalion Chiefs in similar grade of service, effective February 4th, 1939.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,
Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering materials listed below; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

F. BOWDEN COMPANY—Newark,
N. J.

(Public Affairs)

Approx. 25,000 bags Regular Portland cement in paper bags carload delivery to City Asphalt Plant (Section 406-407 Bureau of Streets Standard Specifications @ .525 bag.

CONSOLIDATED STONE & SAND
COMPANY—Montclair Heights,
N. J.

(Public Affairs)

Approx. 500 cu. yds. Grade "I" broken stone aggregate truck delivery to various locations in City

(Section 417 as amended on schedule) @ \$1.56 cu. yd.

Approx. 3,000 cu. yds. Concrete Sand, truck delivery to various locations in City (Section 420 Bureau of Streets Specifications) @ \$1.05 yd.

HARRISON SUPPLY COMPANY—
Harrison, N. J.

(Public Affairs)

Approx. 2500 cu. yds. Bituminous sand (Section 419 Bureau of Street Standard Specifications) Scow delivery at City Asphalt Plant @ \$1.15 cu. yd.

A. STEIERT & SON—
Philadelphia, Pa.

(Public Affairs)

Approx. 6 gross No. 1620 Brooms—
Bassine @ \$7.13 dozen.

Approx. 4 gross No. 1613 Brooms—
Bass @ \$5.54 dozen.

Approx 12,000 lbs. Bass Motor Pick-up Fibre @ .077 lbs.

Approx. 5 tons steel wire—26" @ \$11.20 cwt.

DOONER & SMITH CHEMICAL
COMPANY—Newark, N. J.

(Public Affairs)

One (1) or more 100 lb. cylinders Chlorine for delivery to Cedar Grove Charlotteburg and/or to any point within twenty-five miles of Newark, where containers can be loaded @ \$1.99 C. lbs.

For delivery into City's truck at contractor's warehouse @ \$4.75 C. lbs.

One (1) or more carloads, 15 1-ton containers of chlorine for delivery to Charlotteburg, N. J. @ \$2.40 C. lbs.

ARMOUR & COMPANY—
Newark, N. J.

(Public Affairs)

Approx. 4,000 lbs. Anhydrous ammonia, for delivery into City's truck at contractor's warehouse, and/or for delivery to Charlotteburg, N. J. @.145 lb.

THE PROCTOR & GAMBLE DISTRIBUTING COMPANY—
New York, N. Y.

(Public Works)

Approx. 600 cases soap — Proctor's Gamble's Pearl—unwrapped $\frac{1}{2}$ oz. size, packed 1,000 to case @ \$4.90 case.

AMERICAN LAUNDRY MACHINERY COMPANY—New York, N. Y.

(Public Works)

Two (2) 42"x64" Monel Metal Washing Machines, as per specifications @ \$2,373.50 ea.

Terms: 5%—30 days, net 60 from date of invoice.

NEW JERSEY TOBACCO COMPANY—Newark, N. J.

(Public Works)

Approx. 3 gross Corn-cob pipes, "Irving S. Cobb" @ \$7.20 gross.

Approx. 16 gross Tobacco, Show Boat, $\frac{1}{4}$ oz. @ \$5.25 gross.

Approx. 42 gross Tobacco, Boka, 2 oz. @ \$10.25 gross.

Approx 42 gross Tobacco, Veterans, 2 oz. @ \$10.75 gross.

Approx. 42 gross Tobacco, Plow Boy
2 oz. @ \$10.50 gross.

Approx. 42 gross Tobacco, Campbell's
Kentucky, 2 oz. @ \$10.25 gross.

Approx. 80 gross Safety Matches in
boxes "Signal Light" or "Ohio" @
.775 gross.

BURACK OLDSMOBILE COMPANY
Newark, N. J.

(Public Works)

One (1) Oldsmobile 1939 4-door, Sedan for \$993.00

DeLuxe Heater and Defroster for
\$26.45.

H. LIPPMAN & SONS, MEISEL
BROTHERS, TOPLANSKY
BROTHERS, INC.—

(Public Works)

Leather and shoe findings for the period of four months at the unit price shown on list on file in the Department of Central Purchase.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., January 31, 1939.

The Board of Commissioners
of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-59 Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*1095-1103 Raymond Boulevard
(29-33 Durand Street); Kim Parking Station, Inc.; renewal of permit for automobile parking station; such use to be limited to the period of one year ending January 6, 1940.

Respectfully submitted,
Board of Adjustment.
R. B. Rankin, Secretary.

(This matter to be heard by the Board of Commissioners at its meeting of February 1, 1939.)

Received and filed.

Commissioner Duffy offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Werden C. Goodmoot (Clinton Trust Co., owner); for the addition of a lubritorium and automobile laundry to an existing gasoline station in a 1st business district; premises 315-321 Lyons Avenue; same to be constructed and operated in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending five years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the action of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

The City Clerk: The application of the Kim Parking Company is a renewal and may be disposed of at this time under suspension of rules.

Commissioner Duffy: I move the rules be suspended.

Commissioner Byrne: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling

of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Kim Parking Station, Inc. (Theresa Gilvarry, John J. Gillen, Mary Sullivan, Federal Trust Co., Edward Parsley and William Reilly, owners); for the renewal of permit for automobile parking station; premises 1095-1103 Raymond Boulevard (29-33 Durand Street); such use to be limited to the period of one year ending January 6, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur in the action of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

Commissioner Duffy: I move we adjourn.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
JOSEPH M. BYRNE, JR.
MICHAEL P. DUFFY.

The Board of Commissioners of
The City of Newark. N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N J, February 8, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M.

Commissioner Murphy appeared and because of a lack of quorum adjourned the meeting to 4:30 P. M., February 8th, 1939.

* * * *

Newark, N. J., February 8, 1939.

An Adjourned Meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 4:30 P. M.

Present: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Absent: Commissioner Murphy.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with the reading of the minutes of the last meeting.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

The City Clerk presented "An Ordinance to rescind ordinances providing for the issuance of bonds or notes heretofore adopted by the Board of Commissioners," and stated

that today was the time fixed for a further hearing on the same.

Commissioner Duffy: I move to strike out the ordaining clause.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to rescind ordinances providing for the issuance of bonds or notes heretofore adopted by the Board of Commissioners.

The Board of Commissioners of The City of Newark Do Ordain as follows:

Section 1. Each of the following ordinances, insofar as such ordinances authorize the issuance of temporary loan bonds or notes, is hereby rescinded, viz.:

(a) The ordinance entitled "An Ordinance to provide for the repaving of East Kinney Street from New Jersey Railroad Avenue to Adams Street with asphalt pavement (1½" top—1½" binder) on a new six (6) inch concrete foundation," adopted on March 19, 1930.

(b) The ordinance entitled "An Ordinance to provide for the grading, curbing, flagging, paving and repaving of Market Street from Mulberry Street to Raymond Plaza West with

asphalt pavement (1½" top—1½" binder) on a new 6" concrete foundation and on the old concrete base repaired and/or built up as required outside the street railway track area and with granite block pavement on a new concrete foundation within the street railway track area," adopted on August 26, 1931.

(c) The ordinance entitled "An Ordinance to provide for the reconstruction of the tracks of the Public Service Coordinated Transport on Market Street from Mulberry Street to Alling Street," adopted on September 16, 1931.

(d) The ordinance entitled "An Ordinance for the grading and paving with Portland Cement concrete of the sidewalks on the westerly side of State Highway Route No. 21 between Poinier Street and Lafayette Street," adopted on October 31, 1933.

Section 2. The ordinance entitled "An Ordinance providing for the opening of Raymond Boulevard from Broad Street northwesterly to Warren Street and Wickliffe Street," adopted by the Board of Commissioners on the thirteenth day of July, 1932, is hereby rescinded insofar as said ordinance authorizes the issuance of temporary bonds or notes of The City of Newark of an aggregate principal amount exceeding Five Hundred Twenty-seven Thousand Four Hundred Forty Dollars and Twenty-eight Cents (\$527,440.28).

Section 3. This ordinance shall take effect at the time and in the manner provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin moved that

February 23rd, 1939, at 11 A. M. Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to amend an ordinance entitled: "An Ordinance to establish a Labor Relations Board for the City of Newark," adopted April 7, 1937.

The Board of Commissioners of the City of Newark Do Ordain:

1. There is hereby created the position of Assistant to the Director of the Newark Labor Relations Board.

2. The duties of said Assistant to the Director of Newark Labor Relations Board shall be to interview parties involved in labor disputes, collect all necessary data proprietary to opening negotiations, direct applicants for service to the proper agency, organize and classify data derived from cases handled by the Board, organize and manage office routine, exercise judgment and tact, as and when necessary, in the absence of the Director, formulate plans for gathering data in specific indus-

trial relation matters, handle local research projects, prepare material for Bulletins of Information in connection with the work of the Board, take stenographic record of formal hearings on cases under consideration, cooperate with the Director in devising ways and means by which the usefulness of Newark Labor Relations Board to business, labor and industry in the community may be increased.

3. The salary of said Assistant to the Director of Newark Labor Relations Board shall be not less than \$2,400 and not more than \$3,000 per annum.

4. All ordinances and parts of ordinances inconsistent herewith be and the same are hereby repealed.

5. This ordinance shall take effect immediately upon final passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin moved that February 23rd, 1939, at 11 A. M. Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED: That the sum of Four Thousand Two Hundred Seven Dollars and Seventy-nine Cents (\$4,207.79) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance as follows:

Director's Office	\$ 76.57
Comptroller's Office	109.14
Auditor's Office	85.79
Treasurer's Office	352.75
Tax Recerver	361.69
Tax Board	2,314.61
Tax Revaluation	2.88
Tax Revaluation—WPA	
No. 5406	172.66
Personal Tax Arrears	32.17
Assessments Local Improvements	28.84
District Courts	277.75
City Sundries (Stenographic work)	98.40
1939 Taxes	294.44
	<hr/>
	\$ 4,207.79

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Thirty-five Thousand Two Hundred Seven Dollars and Sixty-nine Cents (\$35,207.69) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

**City Treasurer, Weekly Payroll,
Period Ending February 1, 1939:**

Newark Airport	\$ 2,229.45
Bureau of Motors	2,598.93
Bureau of Streets	1,070.61
Bureau of Sewers	1,020.38
House Sewer Connections	582.03
Bureau of Street Cleaning	17,964.35
Street Construction	489.19
Bureau of Docks	752.40
Bureau of Water	8,500.35

\$ 35,207.69

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Thirty-one Dollars and One Cent (\$431.01) be and the same hereby is appropriated to persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$ 334.34
Motors	5.00
Street Construction (WPA Project No. 3531)	10.96
Streets	18.99
Street Cleaning	14.95
Newark Airport	32.47
Docks	14.30
	\$ 431.01

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Eight Hundred Four Dollars and Sixty-five Cents (\$804.65) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Cleaning	\$ 112.60
Public Lighting	16.82
Director's Office	55.69
Sewers	55.78
Doremus Avenue Bridge....	1.06
Surveys	12.80
Streets	53.95
Motors	72.22
Street Construction (WPA Project No. 3531-7)	23.51
Airport	81.72
Docks	15.14
Water	303.36
	\$ 804.65

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Nine Thousand Ninety-three Dollars and Seventy-five Cents (\$9,093.75) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Cleaning	\$ 9,093.75
-----------------------	-------------

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

City Clerk's Office	\$	226 00
Street Cleaning		532.34
		<hr/>
		758.34

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand, Two Hundred Twenty-two Dollars and Sixty-three Cents (\$1,222.63) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water (WPA Project No. 5046)	\$	50.63
Water (WPA Project No. 649)		120.00
Water (WPA Project No. 5046)		240.06
Water (WPA Project No. 5249)		812.00
		<hr/>
	\$	1,222.63

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Seven Hundred Fifty-eight Dollars and Thirty-four Cents (\$758.34) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Five Hundred Ninety-two Dollars and Seventy-two Cents (\$3,592.72) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Project No. 3531)	\$	3,355.99
Sewer Construction (WPA Project No. 601)		132.19
Sewer Construction (WPA Project No. 4813)		13.13
Sewer Construction (WPA Project No. 4813)		91.41
		<hr/>
	\$	3,592.72

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Seven Hundred Dollars (\$700.00) be and the same hereby is appropriated to the persons named, as per certified

list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$700.00

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Six Thousand Two Hundred Nineteen Dollars and Seventy-five Cents (\$6,219.75) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

W. P. A. Sewing Project	
No. 336-7	\$ 4,050.00
Law Department	19.25
Public Outing—Camp	
Newark	18.11
Ivy Hill Power Plant	2,132.39
	<hr/>
	\$ 6,219.75

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED: That the sum of Seventeen Thousand, Nine Hundred

Fifty Dollars and Seventy-eight Cents (\$17,950.78) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Building Division	\$ 76.72
Electical Division	67.08
Police Courts	25.00
Municipal Board of Alcoholic Beverage Control ..	60.00
Department of Central	
Purchase	236.79
Police Division	16,676.69
Reserve for uncompleted contracts—Fire Division	808.50
	<hr/>
	\$ 17,950.78

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Fifty Dollars (\$50.00) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

City Sundries\$50.00

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Mayor Ellenstein.

RESOLVED: That the sum of
Two Thousand Five Hundred Forty-
one Dollars and Seven Cents (\$2,-
541.07) be and the same is hereby ap-
propriated to the persons named on
annexed certified lists, being the bills
and claims of the Department of Pub-
lic Works, as follows:

Bureau of Baths\$2,541.07

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Mayor Ellenstein.

Commissioner Byrne offered the
following resolutions:

RESOLVED: That the sum of
Three Thousand, Four Hundred For-
ty-seven Dollars and Sixty-three
Cents (\$3,447.63) be and the same
is hereby appropriated to the City
Treasurer, same being the weekly
payrolls of the Department of Parks
and Public Property for weeks ending
February 1st and February 4th, 1939,
as follows:

Shade Tree\$ 2,209.63
Public Buildings 1,238.06

\$ 3,447.63

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called the resolution
was declared adopted by the follow-
ing votes:

Yeas Commissioners Byrne, Duffy,
Franklin, Mayor Ellenstein.

RESOLVED: That the sum of
Three Hundred Twenty-three Dollars
and Ninety-eight Cents (\$323.98) be
and the same is hereby appropriated
to persons named on the annexed cer-
tified list, same being the bills and
claims of the Department of Parks
and Public Property, as follows:

Printing and Stationery\$323.98

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the fol-
lowing resolutions:

RESOLVED: That the following
named persons be and they are here-
by appointed Constable of the City
of Newark, for the term expiring
December 31, 1939:

Louis Breeman, 90 Hedden Terrace.

Harry Goldstein, 52 Pennsylvania
Avenue.

Joseph Zwaipler, 339 Fabyan Place.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Mayor Ellenstein.

RESOLVED: That the following
bonds be and the same are hereby ap-
proved as to sufficiency:

CONSTABLE'S BONDS:

Louis Bressman,
Harry Goldstein,
William W. Levy
Martin B. Rose,
David Rothenberg,
Joseph Zwaifler.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, William J. Patterson, one of the contractors furnishing material and labor for the plumbing work in connection with the construction of the four swimming pools in the City of Newark, has requested payment to him of the sum of \$12,-288.79, being the difference between the amount already paid by the City of Newark, to him, and the 55 per cent of the contract which he claims has been performed by him; and he has agreed to sign a supplemental agreement, as per copy attached hereto, made a part hereof; and,

WHEREAS, under the circumstances, it appears that this agreement would be beneficial to the City of Newark;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized, together with the City Clerk, to enter into the attached agreement for and on behalf of the City of Newark, when said agreement has been signed by said William J. Patterson, and consented to by Standard Accident Insurance Company.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

**RESOLUTION FOR THE FILING
OF THE MAP OF TUXEDO PARK
ADDITION.**

WHEREAS, the map of property known as Tuxedo Park Addition, owned by Mapes Realty & Investment Co., made by Edmund R. Halsey, Civil Engineer and Surveyor, November 19, 1926, which property was formerly within the Township of Maplewood and has since been annexed by the City of Newark, and the map has not been filed with the Register of Essex County.

NOW THEREFORE, BE IT RESOLVED That the Commissioners of the City of Newark hereby petition the Register of the County of Essex to file the said map and to direct the Mayor and the Clerk to sign the said Map for the purpose of such filing and to present the same to the Register of the County of Essex for filing.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the Director of the Department of Public Works be and he is hereby authorized to issue an order for the following additional general construction work being done on the Newark City Hospital Alterations eliminating the fire hazards. For this extra work the Schurman Construction Corporation submitted a bid of Seventy-five Dollars (\$75.00) for patching and repairing approximately 153 square feet of composition magnesite flooring in Kitchen around present gas ranges where the same is badly worn, cracked and loose, and submitted a bid of One Hundred Ninety Dollars (\$190.00) to remove and replace existing composition magnesite flooring, approximately 380 square feet in Butcher Shop.

The original copy of Architect's letter and the bid of the Schurman Construction Corporation is herewith attached.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, Pearce R. Franklin, Director of the Department of Public Works, desires to file with the United States Works Progress Administration, a project application No. 3-7-1074 to cut and distribute cord wood to the needy of the City of Newark; and,

WHEREAS, the contribution re-

quested of the United States Works Progress Administration for said project amounting to \$40,499.00 is contingent upon the expenditure of \$18,444.00 by The City of Newark;

THEREFORE BE IT RESOLVED By the Board of Commissioners of The City of Newark that the Director of the Department of Public Works is hereby authorized to expend the sum of \$18,444.00 for the purpose aforesaid.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

BE IT RESOLVED, by the Board of Commissioners of The City of Newark that Allan Weisenfeld be and he is hereby appointed to the position of Assistant to the Director of Newark Labor Relations Board (pending Civil Service examination), at an annual salary of \$2,400, payable semi-monthly, as other salaries are paid; and the City Clerk is hereby directed to place his name upon the payrolls, effective February 15th, 1939.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioner Byrne not voting.

Commissioner Franklin offered the following resolutions:

WHEREAS, Pearce R. Franklin, Director of the Department of Public Works, desires to file with the United States Works Progress Administration, a project application No. 3-7-1074 to cut and distribute cord wood to the needy of the City of Newark; and

WHEREAS, the contribution requested of the United States Works Progress Administration for said project amounting to \$40,099.00 is contingent upon the expenditure of \$18,444.00 by the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the Director of the Department of Public Works is hereby authorized to expend the sum of \$18,444.00 for the purpose aforesaid.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED, that the following change affecting the payroll of the Department of Public Works, be and the same is hereby approved for the first half of December, 1938:

NEWARK CITY HOSPITAL

Temporary Appointment:

Charles F. Jelly, Assistant Superintendent, salary \$3,300 per annum, effective December 1, 1938.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

WHEREAS, a vacancy exists in the rank of Captain in the Fire Division, Department of Public Safety, and there being no Civil Service list for said position;

NOW, THEREFORE, BE IT RESOLVED, that Fireman George A. Schell, is hereby promoted to the rank of Acting Captain in said Fire Division, Department of Public Safety, pending results of Civil Service examination, at an annual salary of \$3,000, payable semi-monthly as other salaries are paid, effective February 9th, 1939.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the first half of February, 1939, be and the same are hereby approved, confirmed and ratified:

SHADE TREE

Frank J. Hess, Laborer, has been transferred to Public Buildings (City Owned Property) Bureau at his same wage of Sixty cents per hour, effective as of February 2nd, 1939.

PUBLIC BUILDINGS

Walter Dickerman has been temporarily appointed Watchman at a salary of \$1,200.00 per annum, effective as of February 4th, 1939. Mr. Dickerman is not a new appointee, but is being employed for temporary relief work.

John H. Brown, Laborer, was granted a vacation, with pay, for a period of one week, effective as of January 23rd, 1939.

PUBLIC BUILDINGS (City Owned Property)

Because of illness, Patrick McGeory, Cleaner, has been granted a three months leave of absence, without pay, effective as of February 1st, 1939.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Tile Pipe and Fittings, and Brick Traffic Markers for the Department of Public Affairs, and

Relief Orders for the Department of Public Works.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering materials listed below; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said materials:

STANDARD OIL COMPANY OF
NEW JERSEY—Newark, N. J.

(Public Affairs)

Approx. 12,000 gal. Lantern Oil in drums @ \$.01 3-4c per gal above contractor's posted delivered tank wagon price of "Standard" Kero-

sene, with a maximum price of nine and one-half cents per gallon.
Note: Posted delivered tank wagon price on date of bid (2/6/39) .08 gal.

GOODYEAR RUBBER PRODUCTS COMPANY—Newark, N. J.

(Public Affairs)

Approx. 100 prs. Steel Lined Rubber Horseshoe Pads No. 6 @ .77 pr.

Approx. 125 prs. Steel Lined Rubber Horseshoe Pads No. 7 @ .79 pr.

Approx. 100 prs. Steel Lined Rubber Horseshoe Pads No. 8 @ .86 pr.

Approx. 100 prs. Steel Lined Rubber Horseshoe Pads @ .89 pr.

Approx. 100 prs. Steel Lined Rubber Horseshoe Pads No. 10 @ \$1.03 pr.

FRANCIS P. DUFFY—Newark, N. J.

(Public Affairs)

Approx. 10 kegs No. 7 Front Tips, medium Phoenix @ \$8.60 keg.

Approx. 10 kegs of No. 7 Hind Tips, medium Phoenix @ \$8.60 keg.

Approx. 15 kegs No. 8 Front Tips, medium Phoenix @ \$8.60 keg.

Approx. 15 kegs No. 8 Hind Tips, medium Phoenix @ \$8.60 keg.

Approx 5 kegs No. 8 Hind Shoes, medium Phoenix, Long Heel @ \$8.10 keg.

MACK INTERNATIONAL MOTOR TRUCK CORP.—Newark, N. J.

(Public Affairs)

One (1) or more Mack model BM chassis with 5 yd. Dump Body @ \$5,269.64.

M. AUGENBLICK & BRO., ENKAY PACKING COMPANY, JOHN CIANELLA, FRED HORNS, IDEAL PACKING COMPANY, LAIR & BRYDON, PALUMBO & CICALESE—

Meats and meat products for the Department of Public Works, for the period of four months, at the unit prices shown on file in the office of the Department of Central Purchase.

BAKER STATIONERY COMPANY, R. R. BRANT COMPANY, BOSTITCH-NEW YORK, INC., CLINTON OFFICE SUPPLY CO, SHAW BLUE PRINTING COMPANY—

Stationery for the Department of Parks & Public Property—for the period ending September 1, 1939, at the unit prices shown on list on file in the office of the Department of Central Purchase.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, the Director of the Department of Parks and Public Property has received informal bids for the furnishing of certain material and labor in connection with the sprinkler system in the Centre Market; and

WHEREAS, Frank Pallante & Co., 75 Eighth Avenue, Newark, has been deemed the lowest bidder in the

amount of Ninety-five dollars (\$95.00);

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Parks and Public Property be and is hereby authorized to enter into a contract with Frank Pallante & Co. for the following work in connection with the sprinkler system in the Centre Market, for the sum of Ninety-five dollars (\$95.00)

"Plug 3 hose line risers, also insulate 15 feet of 6" pipe with hair felt 1" thick at the east end of the basement. Also supply 2 siamese fire department plugs which are missing."

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, The Director of the Department of Parks and Public Property found it necessary to make certain repairs to the power plant, which were in the nature of an emergency, he engaged one Benjamin Cohen to furnish materials and do the work necessary in the matter of the installation thereof;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the agreement entered into with Benjamin Cohen to

"Furnish and install two new 3" iron body gate valves with screwed ends. Valves to stand 200 lbs. pressure. All fittings such as nipples, elbows and tees must be of extra heavy galvanized iron also flanges and bolts.

"Distance from face to face, so meter can be installed later on.

"Work to be done on Sunday." for the sum of One hundred dollars (\$100.00) be and the same is hereby approved.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, on the first day of March, 1938, an agreement was entered into between The City of Newark and The State of New Jersey for State aid in the reimbursement for lighting on State Highway Routes through municipalities; and

WHEREAS, the agreement for the lighting of Route No. 21 expires on the thirty-first day of December, 1938 and

WHEREAS, The State Highway Department has offered an agreement for the year 1939 and contemplates recommending to the State Legislature that a similar appropriation be made for the same purpose for the fiscal year ending the thirty-first day of December, 1939, if funds are available;

THEREFORE BE IT RESOLVED, that the Director of the Department of Public Affairs and the City Clerk be and they hereby are authorized to execute the said agreement on behalf of The City of Newark.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED. that the Director of the Department of Public Works be and he is hereby authorized to issue an order for the following extra plumbing work being done on the Newark City Hospital Alterations eliminating the fire hazards. Due to unforeseen conditions in the installation of certain plumbing work on the fifth floor, it was found necessary to install a new lead bend which was completely deteriorated on the fourth floor. For this extra work, the Plumbing Contractor, Schrenell & Company, submitted a bid of Thirty-seven dollars and forty-three cents (\$37.43). The original copy of the Architect's letter and the bid of Schrenell & Company is attached herewith.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

WHEREAS, The City of Newark and the Builders Material Supply Co.

entered into the following contracts on the dates herein mentioned, to wit:

November 23, 1938—Contract No. 269/38-A for 3,635 bags of hydrated lime.

December 14, 1938—Contract No. 292/38-A for 25,000 bags high early strength Portland cement. (Section 406-408 Bureau of Streets standard specifications.)

January 4, 1939—Contract No. 15/39-A for 150,000 common building bricks.

which contracts are still in force and effect; and

WHEREAS, the Builders Material Supply Co. has delivered under and by virtue of said contracts the following amounts of materials to The City of Newark:

Contract No. 269/38-A—2,144 bags of hydrated lime.

Contract No. 292/38-A—6,582 bags of cement.

Contract No. 15/39-A—No delivery. and

WHEREAS, the Builders Material Supply Co. has assigned all its right, title and interest in and to the aforesaid contracts to James H. Miller & Company, a corporation of the State of New Jersey, and furthermore, has requested the Director of the Department of Public Safety to consent to the said assignment of contracts; and

WHEREAS, James H. Miller & Company has consented to the assignment and has agreed to perform the said contracts in accordance with the terms thereof; and

WHEREAS, the Director of the Department of Public Safety is willing

to permit the aforesaid contracts to be assigned from Builders Material Supply Co. to James H. Miller & Company for the uncompleted balance of each of the said contracts;

THEREOFRE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the Director of the Department of Public Safety be and he is hereby authorized to consent to the assignments by the Builders Material Supply Co. to James H. Miller & Company of the following contracts:

Contract No. 269/38-A—3,635 bags of hydrated lime (2,144 bags delivered).

Contract No. 292/38-A—25,000 bags high early strength Portland cement (6,582 bags delivered).

Contract No. 15/39-A—150,000 common building bricks.

BE IT FURTHER RESOLVED that this consent is given with the understanding that James H. Miller & Company has accepted the assignment of the aforesaid contracts and agrees to perform said contracts in accordance with the terms thereof, and the said James H. Miller & Company will file the necessary bonds for the faithful performance of each of the above-mentioned contracts.

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that the sum of Two

hundred (\$200) dollars be, and the same hereby is, appropriated from funds of the Newark Labor Relations Board to Allan Weisenfeld, for research and statistical services rendered by him to said Board for the period January 1st to 31st, (Inclusive) 1939.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, the Board of Commissioners of the City of Newark on December 13, 1938, passed a resolution pensioning Felix Luongo, an employee of the Bureau of Street Cleaning, Department of Public Affairs as of March 1, 1937, at the rate of nine dollars and ten cents (\$9.10) per week; and

WHEREAS, on December 19, 1938, said Felix Luongo, received the sum of four hundred and thirty-three dollars and seventy cents (\$433.77) which represented the pension due him on the aforesaid resolution from January 1, 1938, to December 1, 1938; and

WHEREAS, he has repeatedly demanded the payment of four hundred dollars and forty cent (\$400.40) which amount constitutes pension due him for forty-four (44) weeks in 1937, beginning March 1, 1937, and that said payment has been refused to him; and

WHEREAS, the said Felix Luongo on December 21, 1938, instituted suit for the recovery of the said four hundred dollars and forty cents (\$400.40) and on January 20, 1939, the said case was heard before the Honorable

Louis R. Freund, Judge of the Second District Court of the City of Newark, and said Judge Louis R. Freund gave a judgment in the sum of four hundred dollars and forty cents (\$400.40) with costs amounting to twenty-three dollars and sixty-eight cents (\$23.68) in favor of the said Felix Luongo;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the judgment of four hundred dollars and forty cents (\$400.40) be paid to the said Felix Luongo and his attorney, H. Andrew Moore, and the costs amounting to twenty-three dollars and sixty-eight cents (\$23.68) be paid to H. Andrew Moore, the attorney for the said Felix Luongo upon receiving a Satisfaction of Judgment, a copy of the Judgment is hereto annexed.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

REPORTS OF CITY OFFICERS

The following reports of City Officers were received and ordered filed:

Superintendent of Weights and Measures for January, 1939.

Department of Buildings for January, 1939.

Clerk of First District Court for January, 1939.

Clerk of Second District Court for January, 1939.

Superintendent of Alms House for January, 1939.

City Clerk (2) for January, 1939.

Thomas F. Guthrie, Chief Clerk, 1st Criminal Court, for January, 1939.

Thomas F. Guthrie, Chief Clerk, Night Police Court, Traffic, for January, 1939.

Charles F. J. McGovern, Clerk 2nd Criminal Court, Part 1, for January, 1939.

Charles F. J. McGovern, Clerk 2nd Criminal Court, Part 2, for January, 1939.

Robert J. Beckley, Clerk 3rd Criminal Court, for January, 1939.

Elizabeth S. Lewis, Clerk of Family Court, for January, 1939.

City Treasurer for January, 1939.

Comptroller for January, 1939.

City of Newark, New New Jersey Department of Revenue and Finance

February 1, 1939.

To the Honorable
The Commissioners of
The City of Newark, N. J.

Gentlemen:—

In accordance with the Act of the Legislature entitled "A further supplement of the Act entitled 'An Act to amend and revise the charter of the City of Newark, N. J.'" approved February 22, 1866" I herewith present a statement of the receipts and disbursements for the month of January, 1939:

RECEIPTS

Cash on hand December 31, 1938	\$6,422,384.11	
Received from Comptroller—January	3,815,643.56	
		\$10,238,027.67

DISBURSEMENTS

By Warrant	\$3,150,396.43	
Without Warrant	23,754.83	
Returned Checks	9,450.46	
		3,183,601.72
Cash on hand January 31, 1939		\$7,054,425.95

Respectfully,

Vincent J. Murphy,
Director of Revenue and Finance.
By Joseph J. Kroehl.

REPORT OF CASH COLLECTED BY TAX RECEIVER

January, 1939

1939 R. E. Tax	\$2,413,238.70	
Less discounts	8,351.08	
		\$2,404,987.62
1939 Personal Tax	474,589.66	
Less discounts	2,141.01	
		472,448.65
Refund account 1939 tax		294.44
N. G. checks redeposited (1939 tax)		7,237.39

Personal Arrears:

1938 tax	40,756.89
1937 tax	10,804.22
1936 tax	3,577.56
1935 tax	795.47
1934 tax	195.21
1933 tax	68.32
1932 tax	52.99
1931 tax	13.98
1929 tax	27.91
Duplicate payment (applied to 1939 tax)	10.76

R. E. Arrears and Assessments—Regular Account:

1938 R. E. tax	372,910.24
1937 R. E. tax	58,477.56
1936 R. E. tax	18,134.13
1935 R. E. tax	5,424.80
1934 R. E. tax	3,050.12
1933 R. E. tax	1,767.00
1932 R. E. tax	1,363.30

1931 R. E. tax	891.52
1930 R. E. tax	42.64
Street Opening Assessment	3.11
Paving	270.67
Sewer	11.80
House Sewer Connection	721.73
Water Service Connections	30.53
Shade Tree	23.00
Snow Removal	45.44

R. E. Arrears and Assessments—Lien Account:

T/S certificates, interest and costs	3,679.40
1938 R. E. tax	5,757.54
1937 R. E. tax	6,196.47
1936 R. E. tax	5,651.50
1935 R. E. tax	5,811.37
1934 R. E. tax	3,215.44
1933 R. E. tax	2,570.81
1932 R. E. tax	1,399.99
1931 R. E. tax	634.83
1928 R. E. tax	14.82
Street Opening Assessment	3,090.50
Paving	255.06
Sewers	1,621.74
Water Service Connections	308.00

Miscellaneous Revenue Anticipated:

Sewers (D. P. A.)	10.00
Department of Health	4,446.13
Public Baths	638.16
City Hospital	1,551.23
Farmers' Market Rent	416.66
Shade Tree Bureau	51.13
Army Base	8,333.33
Market Plaza—Lease	6,250.00
Market Plaza—Parking	2,200.00
Centre Market Rents	1,174.00
City Hall Parking	225.00
Green and Franklin	150.00
Miscellaneous Rents	2,518.67
Foreclosed Property	85.00
Dog Licenses	2,250.00
General Licenses	26,656.34
Liquor Licenses	465.00
City Clerk Fees	659.35
Joint Outlet Sewer	1,699.33
Tax Searches	670.25
Public Library	1,886.19
Jitney Tax	22,127.66
Gasoline Tax Refund	2,407.68
Police Courts	5,498.35
District Courts	2,898.40

Building Permits	627.03
Electrical Permits	771.51
Fire Department	2,052.75

Interest and Costs:

R. E. Arrears and Assessments	\$33,106.83
Personal Arrears	3,140.09
	<hr/>
	36,246.92

Miscellaneous Revenue Not Anticipated:

Alms House	\$ 4.67
Police Department	99.05
Smoke Abatement	201.00
Street Obstruction	40.00
Poll Tax	19.00
Other Sources	433.38
	<hr/>
	797.10

Dedicated Revenue:

Printing and Stationery	329.21
Outdoor Poor	482.00
Water Rents	191,720.05
Streets	947.63
Street Cleaning	1,063.01
House Sewers	4,687.99
Docks	7,731.03
Airport	9,749.11
Redemptions	15,570.62
School Account	64,915.00
Emergency Relief—Special	932.83
U. S. Social Hygiene	2,150.00
No. 200 Washington Street	833.33
Estate of H. C. Jones	1,848.81
Law Department	32.80
Payroll Refund—Emergency Relief Administration	239.05
	<hr/>
Grand Total	\$3,883,642.41
Less Underdeposit	1.02
	<hr/>
Total Bank Deposit	\$3,883,641.39

Vincent J. Murphy
Director Department of Revenue and Finance.

Mayor Ellenstein offered the following resolution:

WHEREAS, the Legislature of the State of New Jersey through concurrent action by the Senate and the House of Assembly on Monday, Feb-

ruary 6, 1939, passed Senate Bill No. 117, known as the "Highway Bill," without giving opportunity to affected municipalities to be heard on this proposed legislation; and

WHEREAS, by the terms of this

bill and State Legislature, contrary to the provisions of the Constitution of the State of New Jersey, arrogated to itself judicial powers in arbitrarily adjusting claims and counter claims between the City of Newark and the State Highway Department aggregating approximately \$2,300,000 and thereby confiscating property without due process of law; and

WHEREAS, as a result of the terms of this discriminatory, iniquitous and illegal legislation the taxpayers of the City of Newark will be found to assume an unbearable financial burden through the imposition of added taxes to meet the costs of direct relief; be it

RESOLVED, that the Board of Commissioners of the City of Newark memorialize the Honorable A. Harry Moore, Governor of the State of New Jersey, in justice to the people of Newark and in nullification of this unwarranted, unprecedented and highly improper legislation, forthwith exercise the executive right of veto in consideration of Senate Bill 117; and be it

FURTHER RESOLVED, that a certified copy of this resolution be forwarded to Governor Moore at the State House, Trenton, N. J., by special messenger and that copies also be sent to all civic welfare and busi-

ness organizations and association in the City of Newark.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin: I move we adjourn.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN,
JOS. M. BYRNE, JR.
MICHAEL P. DUFFY
PEARCE R. FRANKLIN.

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., February 15, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M.

Director Murphy appeared and because of a lack of quorum adjourned the meeting to 4:30 P. M., February 15, 1939.

* * * *

Newark, N. J., February 15, 1939.

An Adjourned meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 4:30 P. M.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

Commissioner Duffy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance granting permission to the Seton Leather Company, a corporation of the State of New Jersey, to place and maintain a three-inch pipe line in Oraton Street.

The Board of Commissioners of The City of Newark Do Ordain:

Section 1. That permission be and the same is hereby given to the Seton Leather Company, a corporation of the State of New Jersey, to place and maintain a three-inch pipe line in Oraton Street, the same to be laid therein beginning in the easterly side line of Oraton Street, at a point approximately 470 feet south of the southerly side line of Verona Avenue thence crossing Oraton Street at right angles to said easterly side line to a point within the westerly sidewalk area of Oraton Street and thence running in said sidewalk area northerly and parallel to the westerly side line of Oraton Street approximately 83 feet to a point and thence at right angles westerly to the west side line of Oraton Street. The said pipe line to be laid at such depth below the elevation of the street as directed by the Chief Engineer of the Department of Public Affairs.

Section 2. That such permission be and the same is hereby given upon condition and provision that the said Seton Leather Company, its successors and assigns, will, upon thirty (30) days notice in writing from the City of Newark, alter, relocate or remove such pipe line, or any part thereof, as may be designated in the removal or relocation notice served by the City upon the said corporation.

Section 3. That such permission be and the same is hereby given upon the condition and provision that the

said Seton Leather Company, its successors and assigns, shall indemnify and save harmless the said City of Newark, its officers, agents and servants, from any and all claim or claims whatsoever, arising from or in any way connected with the granting of said privilege or by reason of the location, maintenance or existence of the said pipe line across Oraton Street.

Section 4. That such permission be and the same is hereby given upon the express condition that the said pipe line shall become subject to any ordinances or regulations hereafter adopted by the City of Newark that may apply to such pipe line, and that the Seton Leather Company, its successors and assigns, shall become liable for the payment of any fee or fees hereafter imposed by the City of Newark by such ordinances or regulations.

Section 5. That such permission be and the same is hereby given upon further consideration that the said Seton Leather Company file with the City Clerk of the City of Newark its written acceptance of the provisions of this ordinance within thirty (30) days from the date on which it takes effect.

Section 6. This ordinance shall take effect immediately.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that March 1, 1939, at 11 A. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further consid-

ered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The following petition was received and read:

To The Board of Commissioners of the City of Newark.

Your petitioner, whose name is hereunto subscribed by this his petition, respectfully sets forth:

1. That there are ~~no legal~~ voters residing on the land hereinafter described, and that the petitioner owns one hundred per cent of the land hereinafter described, as shown by the assessor's duplicate for assessments in the Town of Belleville in which said land lies, for the preceding year, to wit, 1938.

2. Your petitioner requests that such land lying and being in the Town of Belleville be annexed to and become a part of the City of Newark, to which said land is contiguous.

3. That the said land is described as follows:

BEGINNING at a point on the center line of Newark Avenue where the same is intersected by the boundary line between the Town of Belleville and the City of Newark; thence (1) North 51 degrees 43 minutes West 134.84 feet; thence (2) North 40 degrees 3 minutes East parallel with and distant 100 feet at right angles Southeasterly from the Southeasterly line of Belmont Avenue 300.32 feet to the

northerly line of Whelan Street, thence (3) along said Northerly line of Whelan Street North 51 degrees 43 minutes West 25.04 feet; thence (4) North 38 degrees 17 minutes East 220 feet more or less to the center line of Branch Brook, which is the existing boundary line between the Town of Belleville and the City of Newark; thence (5) along said line of said Brook following its various courses in a Southwesterly direction as measured along said Brook to the intersection of the said boundary line between the City of Newark and the Town of Belleville and the Northeasterly line of Newark Avenue; thence (6) still along the said boundary line in a Southwesterly direction 50 feet more or less to the point and place of BEGINNING.

That this ~~petition has~~ attached thereto a certified copy of resolution of the Board of Commissioners of the Town of Belleville in which said land is located, consenting to said annexation.

Your petitioner therefore prays, that your Honorable Body will, by ordinance, annex the said land in this petition specifically described to said City of Newark according to the statute in such case made and provided.

Dated: February 14th, 1939.
R. Thomas Bowers.

STATE OF NEW JERSEY)
)ss.
COUNTY OF ESSEX)

R. Thomas Bowers, of full age, being duly sworn according to law, on his oath deposes and says, that he is the signer of the foregoing petition, and that such petition is signed in his own proper handwriting, and that the matters and things therein set forth are true.

Sworn and subscribed before me,
this 14th day of February, 1939.
R. Thomas Bowers.

Lawrence E. Keenan,
A Master in Chancery of
New Jersey.

STATE OF NEW JERSEY)
)ss.
COUNTY OF ESSEX)

John F. Coogan, Jr., of full age, being duly sworn according to law, on his oath deposes and says, that he is the assessor of taxes of the Town of Belleville, in the County of Essex, in which the land described in the foregoing petition is located; that he has examined the said petition, and ascertained from the duplicate of assessments for taxes in said town for the preceding year, to wit, 1938, that the assessed value of the real estate contained within such boundaries for such year is \$2,800.00, and that the amount of real estate assessed therein to R. Thomas Bowers, whose name is signed to such petition is one hundred percent, as appeared by the said duplicate of assessments for taxes.

Subscribed and sworn to before
me this 14th day of February, 1939.
John F. Coogan, Jr.

Lawrence E. Keenan,
A Master in Chancery of
New Jersey.

BOARD OF COMMISSIONERS
Town of Belleville, New Jersey.

Introduced by Mayor Williams.

BE IT RESOLVED By the Board of Commissioners of The Town of Belleville, in the County of Essex, N. J., as follows: That the Board of Commissioners of the Town of Belleville, in the County of Essex and State of New Jersey, hereby consents that the land lying and being in the said town, and included within the following boundaries, viz:—

BEGINNING at a point on the center line of Newark Avenue where the same is intersected by the boundary line between the Town of Belleville and the City of Newark; thence (1) North 51 degrees 43 minutes West 134.84 feet; thence (2) North 40 degrees 3 minutes East parallel with and distant 100 feet at right angles Southeasterly from the Southeasterly line of Belmont Avenue 800.32 feet to the Northerly line of Whelan Street; thence (3) along said Northerly line of Whelan Street North 51 degrees 43 minutes West 25.04 feet; thence (4) North 38 degrees 17 minutes East 220 feet more or less to the center line of Branch Brook, which is the existing boundary line between the Town of Belleville and the City of Newark; thence (5) along said line of said Brook following it's various courses in a Southwesterly direction as measured along said Brook to the intersection of the said boundary line between the City of Newark and the Town of Belleville and the Northeasterly line of Newark Avenue; thence (6) still along the said boundary line in a Southwesterly direction 50 feet more or less to the point and place of BEGINNING.

may be annexed to and become part of the City of Newark, to which such land is contiguous.

William H. Williams,
William D. Clark,
Joseph King,
Patrick A. Waters,
Louis A. Noll,

Commissioners.

Adopted February 14, 1939.

Attest:

Florence R. Morey,
Town Clerk.

Approved as to form:

Lawrence E. Keenan,
Town Attorney.

This is to certify that at a meeting of the Board of Commissioners of the Town of Belleville, in the County of Essex, held on the 14th day of February, 1939, a resolution, of which the foregoing is a true copy, was adopted.

WITNESS my hand, this 14th day of February, 1939.

Florence R. Morey,
Town Clerk.

Ordered filed.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to annex to the City of Newark certain land lying and being in the Town of Belleville and to become a part of The City of Newark, to which said land is contiguous.

The Board of Commissioners of The City of Newark Do Ordain:

Section 1. Under and by virtue of the provisions of Article 5, Chapter 43 of Title 40, Sections 40: 43-26 to 36, and 39, Revised Statutes of New Jersey, 1937, a petition, dated February 14, 1939, has been presented to the governing body of The City of Newark requesting that the following described land being in the Town of Belleville be annexed to and become a part of The City of Newark, to which said land is contiguous, viz.:

BEGINNING at a point on the center line of Newark Avenue where the same is intersected by the boundary line between the Town of Belleville and the City of Newark; thence (1) North 51 degrees 43 minutes West 134.84 feet; thence (2) North 40 degrees 3 minutes East parallel with and distant;

100 feet at right angles Southeast-
erly from the Southeasterly line of
Belmont Avenue 800.32 feet to the
Northerly line of Whelan Street;
thence (3) along said Northerly
line of Whelan Street North 51 de-
grees 43 minutes West 25.04 feet;
thence (4) North 38 degrees 17
minutes East 220 feet more or less
to the center line of Branch Brook,
which is the existing boundary line
between the Town of Belleville and
the City of Newark; thence (5)
along said line of said Brook fol-
lowing it's various courses in a
Southwesterly direction as meas-
ured along said Brook to the inter-
section of the said boundary line
between the City of Newark and
the Town of Belleville and the
Northeasterly line of Newark Ave-
nue; thence (6) still along the said
boundary line in a Southwesterly
direction 50 feet more or less to the
point and place of BEGINNING.

Section 2. That the Board of Com-
missioners of the Town of Belleville,
in the County of Essex and State of
New Jersey, did by resolution adopt-
ed on February 14, 1939, consent that
the aforesaid land lying and being in
the said town may be annexed to and
become a part of The City of Newark,
to which such land is contiguous.

Section 3. That under and by vir-
tue of the aforesaid statutes the
above described land be and the same
is hereby annexed to The City of
Newark and shall become part of the
Eighth Ward, 29th Election District,
to which said land is contiguous.

Section 4. This ordinance shall be-
come effective immediately upon
adoption in manner provided by law.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that
March 1, 1939, at 11 A. M., Standard
Time, or as soon thereafter as said
matter can be reached, and the
Board's meeting room, second floor,
City Hall, Newark, N. J., be fixed as
the time and place when and where
said ordinance will be further con-
sidered for final passage, and that the
City Clerk be and he is hereby direct-
ed to publish said ordinance and give
public notice of its introduction and
passage on first reading as provided
by law.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the follow-
ing resolutions:

RESOLVED: That the sum of
One Thousand, Five Hundred Fifty-
five Dollars and Fifty Cents (\$1,-
555.50) be and the same hereby is ap-
propriated to the persons named, as
per certified list attached, being the
gross amount of bills contracted and
chargeable to the Department of Pub-
lic Affairs, as follows:

Airport Construction\$1,555.50

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Duffy, Frank-
lin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of
Two Thousand, Ten Dollars and Sev-
enty-seven Cents (\$2,010.77) be and

the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction WPA
Project 3531\$2,010.77

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas; Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Hundred Thirty-five Dollars (\$635.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water (WPA Project No. 649)	\$ 49.00
Water (WPA Project No. 4539)	80.50
Water (WPA Project No. 5249)	336.00
Water (WPA Project No. 5046)	101.50
Water (WPA Project No. 5046)	68.00
	<hr/>
	\$ 635.00

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners Byrne, Duffy Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-five Thousand One Hundred Thirty-three Dollars and Seventy-one Cents (\$35,133.71) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Trasurer, Weekly Payroll,
Period Ending February 8, 1939:

Newark Airport	\$ 2,322.20
Bureau of Motors	2,595.29
Bureau of Streets	1,505.25
Bureau of Sewers	852.06
House Sewer Connections	335.03
Bureau of Street Cleaning	17,701.58
Street Construction	547.06
Bureau of Docks	740.40
Bureau of Water	8,534.84
	<hr/>
	\$ 35,133.71

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas; Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Three Thousand, Four Hundred Twenty-three Dollars and Thirty-one Cents (\$3,423.31) be and the same is hereby appropriated to the City Treasurer, same being the bills and claims of the Department of Parks and Public Property for weeks ending Feb-

ruary 8th and February 11th, 1939,
as follows:

Shade Tree	\$ 2,151.31
Public Buildings	1,272.00
	<hr/>
	\$ 3,423.31

Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Fifteen Thousand, One Hundred
Ninety-nine Dollars and Eighty-one
Cents (\$15,199.81) be and the same
is hereby appropriated to the persons
named on the annexed certified list,
same being the bills and claims of
the Department of Parks and Public
Property, as follows:

Director's Office	\$ 55.92
Maintenance of Dog Pound	1,250.00
Printing and Stationery....	6,033.75
Public Buildings (City	
Owned Property)	390.41
Public Buildings	3,850.15
Weights and Measures	87.21
Smoke Abatement	12.99
Reserve for Uncompleted	
Contracts (WPA Project	
1067-7)	6.17
Reserve for Uncompleted	
Contracts (WPA Project	
1485-7)	358.50
Reserve for Uncompleted	
Contracts (WPA Project	
3413-7)	72.33
Reserve for Uncompleted	
Contracts (WPA Project	
5229-7	74.75
Reserve for Uncompleted	
Contracts (Public Build-	
ings)	1,062.61

Reserve for Uncompleted	
Contracts (Weights and	
Measures)	\$0.80
Reserve for Uncompleted	
Contracts (Smoke Abate-	
ment)	162.79
WPA Project No. 1485-7....	561.47
WPA Project No. 5037-7....	40.90
Reserve for Uncompleted	
Contracts (WPA Project	
No. 771-7)	184.48
Reserve for Uncompleted	
Contracts (Shade Tree)	503.00
Shade Tree	411.56
	<hr/>
	\$ 15,199.81

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the
following resolutions:

RESOLVED: That the sum of
One Million Three Hundred Fourteen
Thousand Sixty-eight Dollars and
Fifteen Cents (\$1,314,068.15) be and
the same is hereby appropriated to
persons named on the annexed certi-
fied list, being the bills and claims of
the Department of Revenue and Fin-
ance, as follows:

Sinking Fund and	
Interest	\$1,314,068.15

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas Commissioners Byine, Duffy
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Fourteen Thousand Four Hundred
Seventy Dollars and Twenty-five
Cents (\$14,470.25) be and the same
is hereby appropriated to persons
named on the annexed certified lists,
being the bills and claims of the De-
partment of Revenue and Finance, as
follows:

Surplus and Deficiency\$14,470.25

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Ten Dollars and Fifty Cents (\$10.50)
be and the same is hereby appropriat-
ed to persons named on the annexed
certified list, being the bills and
claims of the Department of Revenue
and Finance, as follows:

Tax Board\$ 8.00
District Courts 2.50
\$10.50

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED That the sum of
Forty Thousand Dollars (\$40,000.00)
be and the same is hereby appropriat-
ed to persons named on the annexed
certified list, being the bills and
claims of the Department of Revenue
and Finance, as follows:

Fire and Police Pension
Fund\$40,000.00

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the
following resolution:

RESOLVED: That the sum of
Seven Thousand, Two Hundred Sev-
enty Dollars (\$7,270.00) be and the
same is hereby appropriated to the
persons named on annexed certified
list, being the bills and claims of the
Department of Public Works, as fol-
lows:

Director's Office\$ 148.46
Board of Adjustment—
Zoning 147.79
Public Outing 60.00
Bureau of Health 6,913.75
\$ 7,270.00

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the
following resolution:

RESOLVED: That the sum of
Ten Thousand, Two Hundred Forty-
three Dollars and Sixty-three Cents
(\$10,243.63) be and the same is here-
by appropriated to the persons nam-
ed on the annexed certified lists, be-
ing the bills and claims of the De-
partment of Public Safety, as fol-
lows:

License Division	\$ 6.37
Municipal Board of Alco- holic Beverage Control....	2.05
Fire Division	10,235.21
	<hr/>
	\$10,243.63

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the
following resolution:

RESOLVED: That the sum of
Fifty-five Thousand Dollars (\$55,-
000.00) be and the same is hereby
appropriated to the persons named
on the annexed certified list, same be-
ing the bills and claims of the De-
partment of Parks and Public Prop-
erty, as follows:

Free Library	\$ 45,000.00
Newark Museum	10,000.00
	<hr/>
	\$ 55,000.00

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

The following communications were
received and read:

BOARD OF EDUCATION
31 Green Street
Newark, New Jersey

February 10, 1939.

Board of Commissioners
of the City of Newark,
New Jersey.

Gentlemen:—

At the meeting of the Board of
School Estimate held Thursday, Feb-
ruary 9, 1939, it was decided to rec-
ommend to the Board of Commission-
ers of the City of Newark that an
appropriation of three hundred and
two thousand dollars (\$302,000) be
made and placed to the credit of The
Board of Education of Newark in the
County of Essex for erecting and fur-
nishing a school house within the
said city and school district as set
forth in the attached certificate.

Yours truly,
Alfred H. Krick,
Secretary, Board of School Estimate.

RESOLVED: That the request of
the Board of Education of Newark in
the County of Essex for an appro-
priation for erecting and furnishing
a school house within the said City
and School District, be and it here-
by is approved as to the items here-
inafter mentioned, and that the Board

of School Estimate hereby fixes and determines the amount necessary for such purpose or purposes to be as follows:

NEW BUILDING

Dayton Street School:

For the erection of a building to replace the former school plant, tentatively consisting of two (2) stories and basement, containing ten (10) classrooms, kindergarten, auditorium, gymnasium, shop, home economic room, principal's office, health office, teachers' rooms, lavatories, etc., including the acquisition of necessary land. Architect's fees and contingencies\$285,000

EQUIPMENT:

For Dayton Street School.....\$17,000

SUMMARY:

New Building	\$285,000
Equipment	17,000
	<hr/>
	\$302,000

and be it further

RESOLVED, That the Board of Commissioners of the City of Newark be and it hereby is respectfully requested to appropriate the sum of three hundred two thousand dollars (\$302,000) to the Board of Education of Newark in the County of Essex for the purposes as set forth in the foregoing statement; and be it further

RESOLVED, That the expenditure of the above mentioned sum shall be contingent upon the United States Housing Authority approving the housing project providing dwellings for a large number of families in the vicinity of the area of the intersection of Dayton Street and Frelinghuyzen Avenue.

M. Ellenstein
Samuel Roessler
Pearce R. Franklin
Frank Cozzoline.

Board of School Estimate.

BOARD OF EDUCATION

31 Green Street

Newark, New Jersey

February 10, 1939.

Board of Commissioners
of the City of Newark, New Jersey.

Gentlemen:

At the meeting of the Board of School Estimate held Thursday, February 9, 1939, it was decided to respectfully recommend to the Board of Commissioners of the City of Newark that the sum of three million six hundred sixty thousand dollars (\$3,660,000.) be appropriated to the Board of Education for the current expenses of the schools for the half year beginning January 1, 1939 and ending June 30, 1939, as set forth in the attached certificate.

Yours truly,
Alfred H. Krick,

Secretary, Board of School Estimate.

RESOLVED, That the Board of School Estimate does hereby respectfully recommend to the Board of Commissioners of the City of Newark that the sum of three million six hundred sixty thousand dollars (\$3,660,000.) be appropriated to the Board of Education for the current expenses of the schools for the half year beginning January 1, 1939 and ending June 30, 1939 and that three thousand dollars (\$3,000) of the above amount be specifically appropriated for manual training purposes.

Ellenstein
Samuel Roessler
Pearce R. Franklin
Frank Cozzoline.
Board of School Estimate.

BOARD OF EDUCATION
31 Green Street
Newark, New Jersey.

February 10, 1939.

Board of Commissioners
of the City of Newark, New Jersey.

Gentlemen:

At the meeting of the Board of School Estimate held Thursday, February 9, 1939, it was decided to respectfully recommend to the Board of Commissioners of the City of Newark that the sum of four million two hundred thousand dollars (\$4,200,000) be appropriated to the Board of Education for the current expenses of the schools for the half year beginning July 1, 1939 and ending December 31, 1939, as set forth in the attached certificate.

Your truly,
Alfred H. Krick,
Secretary, Board of School Estimate.

RESOLVED, That the Board of School Estimate does hereby respectfully recommend to the Board of Commissioners of the City of Newark that the sum of four million two hundred thousand dollars (\$4,200,000) be appropriated to the Board of Education for the current expenses of the schools for the half year beginning July 1, 1939 and ending December 31, 1939 and that two thousand dollars (\$2,000) of the above amount be specifically appropriated for manual training purposes.

M. Ellenstein
Samuel Roessler
Pearce R. Franklin
Frank Cozzoline.

Board of School Estimate.

Mayor Ellenstein: Those three resolutions submitted by the Board of School Estimate will be received and filed. In reference to the \$302,000 resolution, that is contingent upon the housing project going forward on the site in close proximity to the location of the school; and at the proper time it will be necessary to submit an ordinance before the Board of Commissioners for action.

The following communication was received and read:

American Equitable Assurance
Company of New York
Feely & Towey, Inc., Agents,
17 Academy Street,
Newark, N. J.

February 3, 1939.

Board of Commissioners of the
City of Newark,
c/o City Clerk,
City Hall,
Newark, New Jersey

Gentlemen:

I was informed that my resignation as a member of the Newark Housing Authority, which was forwarded to the Newark Housing Authority on January 13, 1939, effective as of January 13, 1939, was to be submitted to the Newark City Commission also.

I wish to tender my resignation from the Newark Housing Authority as of January 13, 1939. I presume that you will accept my resignation since I have no desire to serve on the Housing Authority any longer. I have already expressed my reasons and views. The Newark Housing Authority has my statement and resignation.

I want to thank the members of

the Newark City Commission for their confidence and consideration in appointing me as a member of the Housing Board, and it is with regret that I have resigned.

Yours very truly,
John J. Towey.

Commissioner Byrne: I move the resignation be accepted.

Commissioner Murphy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Nays: Commissioner Duffy.

Commissioner Duffy offered the following resolutions:

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering materials listed below, therefore be it

RESOLVED, By the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

THE R L WINSLOW COMPANY,
INC., New York, N. Y.

(Public Affairs)

Approx. 200,600 Red Vertical Fibre
Lug Bricks, as per specifications @
\$65.00 per M.

R. A. McDONOUGH & COMPANY,
Newark, N. J.

(All departments requiring same)

One (1) or more of any or all of the various sizes of "Goodyear Heavy Duty All Weather" 6-ply, Pneumatic Tires and Tubes, and "Goodyear H. D. All Weather Solid and Super-Cushion" Tires—unit prices shown on list on file in the office of the Department of Central Purchase.

CHARLES W. KRIEG COMPANY,
INC., Newark, N. J.

(All departments requiring same)

One (1) or more of any or all the various sizes of "Lee of Conshohocken Pneumatic Tires and Tubes" and "Lee Staghound" Solid and Cushion Tires—unit prices as shown on list on file in the office of the Department of Central Purchase.

ESSEX TIRE & RUBBER COMPANY,
Newark N. J.

(All departments requiring same).

One (1) or more of any or all of the various sizes of "Goodyear Heavy Duty All Weather" 6-ply, Pneumatic Tires and Tubes, and "Goodyear H. D. All Weather Solid and Cushion" Tires—at unit prices shown on list on file in the office of the Department of Central Purchase.

IRES, INC, Newark, N J.

(All departments requiring same).

One (1) or more of any or all of the various sizes of "Kelly-Springfield Registered" Pneumatic tires and tubes—at unit prices shown on list on file in the office of the Department of Central Purchase.

McCARTHY & SHARKEY,
Newark, N. J.

(All department requiring same).

One (1) or more of any or all of the various sizes of "General Silent Grip and Highway" Pneumatic tires and tubes — at unit prices shown on list on file in the office of the Department of Central Purchase, also one (1) or more of any or all of the various sizes of "General H. D. Non-Skid Cushion and Air Center Cushion Tires" — at unit prices shown on list on file in the office of the Department of Central Purchase.

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That Lieutenants Thomas J. Rowe, Frederick R. Lacey and William F. Gannon, of the Police Division, Department of Public Safety, having been certified as eligible by the Civil Service Commission, be and they are hereby promoted to the rank of Captain, in the Police Division, Department of Public Safety, at an annual salary of \$3,700 per annum, payable semi-monthly as other sal-

aries are paid, effective February 15, 1939.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, the Director of the Department of Parks and Public Property obtained informal bids for repairs to No. 1 Elevator in the Board of Education Building, City Hall, and by reason of an emergency to make such repairs it was deemed necessary to contract for said work; and,

WHEREAS, Thomas H. Brooks & Co, was the lowest bidder in the amount of Thirty-five Dollars (\$35.00);

THEREFORE BE IT RESOLVED By the Board of Commissioners of The City of Newark that the contract made on February 7, 1939, for and on behalf of the City with Thomas H. Brooks & Co., 161 Mulberry Street, City, for repairs to Elevator No. 1, Board of Education Building, in the amount of Thirty-five Dollars (\$35.00), be and the same is hereby approved.

Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property, has filed with the United States Works Progress Administration, a project application N. 3-7-1067 for the construction of steel stairs from the basement to sub-basement and other work incidental thereto in the City Hall, City of Newark; and,

WHEREAS, said project application has been approved by the President of the United States and an allotment of Federal Funds made for its operation in the amount of \$7,258.00 which is contingent upon the expenditure of \$2,042.00 by the City of Newark;

THEREFORE BE IT RESOLVED By the Board of Commissioners of the City of Newark that the application of the Director of the Department of Parks and Public Property for Works Progress Administration Project No. 3-7-1067 as hereinbefore stated, be and the same is hereby approved, and that the sum of \$2,042.00, the amount of the City's contribution, be and the same is hereby appropriated.

Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, Branch Iron Works, Inc., 70 Lock Street, bankrupt in

bankruptcy, claim filed March 28th, 1938:

1937 personal tax	\$110.70
1938 personal tax	138.30

making a total of \$249.00 flat;

WHEREAS, the Receiver has declared a first, last and final dividend of 39.568% in the amount of \$90.03;

BE IT RESOLVED That the Tax Receiver be authorized to accept same and apply on the 1937 personal tax and the balance of the 1937 personal tax amounting to \$10.67 and the 1938 personal tax amounting to \$138.30, making a total of \$148.97 be cancelled.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Gorlin & Simon, Inc., 34 Park Place, bankrupt in bankruptcy, claim filed March 24th, 1938, for the 1937 personal tax in the amount of \$151.72 flat;

WHEREAS, the Receiver has declared a first, last and final dividend of 70.964% in the amount of \$112.65;

BE IT RESOLVED That the Tax Receiver be authorized to accept same and apply to the 1937 personal tax and the balance of the 1937 personal tax in the amount of \$39.07 be cancelled.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Reliable Silk and Curtain Shop, 425 Springfield Avenue, bankrupt in bankruptcy, claim filed May 20th, 1938 for the 1938 personal tax in the amount of \$32.27;

WHEREAS, The Receiver has declared a first, last and final dividend of .20034% in the amount of \$9.05;

BE IT RESOLVED, That the Tax Receiver be authorized to accept same and apply and the balance of the 1938 personal tax in the amount of \$23.32 be cancelled.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Philip Murphy, Inc., 36/62 Academy Street, bankrupt in bankruptcy, claim filed November 2nd, 1938:

1936 personal tax	\$ 32.40
1937 personal tax	147.60
1938 personal tax	92.20
making a total of \$272.20 flat;	

WHEREAS The Receiver has de-

clared a first, last and final dividend of \$21.57% in the amount of \$63.31;

BE IT RESOLVED That the Tax Receiver be authorized to accept same and apply \$32.40 to the 1936 personal tax and \$30.91 to the 1937 personal tax making a total of \$63.31 and the balance of the 1937 personal tax amounting to \$116.69 and the 1938 personal tax amounting to \$92.20, making a total of \$208.89 be cancelled.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, the death of Pope Pius XI has retired from the chancellories of the world the greatest of all ambassadors of peace and goodwill among men; and,

WHEREAS, the ministrations of this distinguished and humble pontiff have brought enduring benefactions to the oppressed as well as to the free peoples of the world; and,

WHEREAS, the passing of Pope Pius XI has caused heartfelt sorrow to the communicants of the Newark Archdiocese and bereavement on the part of Newark citizens who have morally supported his efforts toward the accomplishment of amity, peace and spiritual uplift in national and human relations, therefore be it

RESOLVED, That the Board of Commissioners of the City of Newark,

on behalf of the citizens of Newark, convey to the Archbishop of the Archdiocese of Newark, the Most Reverend Thomas J. Walsh, a message of sympathy and condolence in the loss to both the Catholic Church and to modern civilization of a great and sympathetic personal force in the amelioration of our social, political and economic ills;

FURTHER RESOLVED, That a copy of this minute be engrossed and sent to the Most Reverend Archbishop Thomas J. Walsh, in memoriam of a great diplomat, scholar and counselor who has passed to his reward with the immortals.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, for the purpose of apportioning the Franchise and Gross Receipts Taxes imposed under the provisions of the Laws relating thereto, the State Tax Commissioner has certified the valuations of personal properties in the City of Newark on the following named companies, upon which the taxes for 1939 will be apportioned, to wit:

Public Service Coordin- ated Transport	\$2,664,514.15
Public Service Electric & Gas Co.	21,572,454.66
Bell Telephone Co.	3,147,250.70

and,

WHEREAS, it is the opinion of the Board of Commissioners of The City of Newark that the said valuations do not represent the true values of the aforesaid properties in the City of Newark, and that the apportionment of the said taxes for the year 1939, based on said valuations, will not be a fair and equitable apportionment thereof; and,

That the valuations certified by the said State Tax Commissioner is not according to the constitutional requirements, and contrary to law;

THEREFORE BE IT RESOLVED By the Board of Commissioners of The City of Newark that The City of Newark shall appeal in manner required by law the aforesaid valuations certified by the said State Tax Commissioner for the year 1939, and the Director of Revenue and Finance be and he is hereby directed and authorized to proceed with the appeals in manner approved by the Corporation Counsel.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

A Resolution to Amend a Resolution entitled:

A Resolution determining to eliminate unsafe or insanitary dwelling units in the City of Newark, approving a form of contract with the Newark Housing Authority of the City of Newark with respect

thereto and authorizing the execution of said contract.”,

adopted on the thirteenth day of July, 1938, by the Board of Commissioners of The City of Newark.

WHEREAS, the Board of Commissioners of The City of Newark, at a meeting held on the thirteenth day of July, 1938, adopted a resolution entitled: “A Resolution determining to eliminate unsafe or insanitary dwelling units in The City of Newark, approving a form of contract with the Newark Housing Authority of The City of Newark with respect thereto and authorizing the execution of said contract”; and,

WHEREAS, Section 11 of the agreement set forth in aforesaid resolution provided as follows:

“11. The Authority and the City agree that the elimination undertaken and required hereunder and the cost thereof shall be considered as a part of such projects”; and,

WHEREAS, the phrase “and the cost thereof” was used in the aforesaid paragraph through inadvertence; and,

WHEREAS, the Newark Housing Authority has communicated to us their wish that the aforesaid section be amended to exclude the phrase “and the cost thereof”;

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark, New Jersey:

Section 1. That Paragraph 11 of the agreement between The City of Newark and the Newark Housing Authority of The City of Newark, as set forth in Section 2 of a resolution entitled: A Resolution to eliminate unsafe or insanitary dwelling units in

the City of Newark, approving a form of contract with the Newark Housing Authority of The City of Newark with respect thereto, and authorizing the execution of said contract,” adopted July 13, 1938, be and the same is amended to read as follows:

“11. The Authority and the City agree that the elimination undertaken and required hereunder shall be considered as a part of such projects.”

Section 2. That the aforesaid agreement between The City of Newark and the Housing Authority of The City of Newark, as set forth in said resolution of July 13, 1938, be and the same is hereby amended and modified in the manner provided in Section 1 hereof.

Section 3. That the Mayor and the Clerk of The City of Newark are hereby authorized to execute in triplicate a supplemental agreement or amendment to the aforesaid agreement to conform to the amendment herein provided.

Section 4. That this resolution shall take effect immediately upon adoption.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy: I move we ad-

journ to Thursday, February 23rd, 1939, at 11 o'clock A. M. APPROVED

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

M. ELLENSTEIN
PEARCE R. FRANKLIN
M. P. DUFFY
VINCENT J. MURPHY
JOS. M. BYRNE, JR.

The Board of Commissioners of
the City of Newark. N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., February 23, 1939.

An Adjourned meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, at 11 A. M.

Commissioner Murphy appeared at 11 A. M., and adjourned the meeting to 4:30 P. M. for lack of quorum.

* * * *

Newark, N. J., February 23, 1939.

An Adjourned meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 4:30 P. M.

Present: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioner Byrne.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to amend an ordinance entitled "An Ordinance to establish a Labor Relations Board for the City of Newark," adopted April 7, 1937, and stated that today was the time fixed

for a further hearing, thus being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

(No response).

No one appearing, Commissioner Duffy moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Duffy moved that the following ordinance be taken up on second reading.

An Ordinance to amend an ordinance entitled "An Ordinance to establish a Labor Relations Board for the City of Newark," adopted April 7, 1937.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Duffy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Duffy moved that said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Duffy moved that the ordinance be taken up on their reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Duffy moved that

the title of "An Ordinance to amend an ordinance entitled 'An Ordinance to establish a Labor Relations Board for the City of Newark'", adopted April 7, 1937, be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

The Clerk then read the title of the ordinance as follows:

An Ordinance to amend an ordinance entitled "An Ordinance to establish a Labor Relations Board for the City of Newark," adopted April 7, 1937.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

The City Clerk presented An Ordinance to rescind ordinances providing for the issuance of bonds and notes heretofore adopted by the Board of Commissioners, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Duffy moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the following ordinance be taken up on second reading:

An Ordinance to rescind ordinances providing for the issuance of Bonds or Notes heretofore adopted by the Board of Commissioners.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Duffy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the ordinance be taken up on third and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the title of "An Ordinance to rescind ordinances providing for the issuance of bonds or notes heretofore adopted by the Board of Commissioners," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance to rescind ordinances providing for the issuance of bonds or notes heretofore adopted by the Board of Commissioners.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Fifty-seven Thousand, Two Hundred Twenty-seven Dollars and Seventy-four Cents (\$57,227.74) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$57,227.74

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-two Thousand Eight Hundred Eighty-nine Dollars and Sixty-four Cents (\$22,889.64) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance from February 1st to 14th, 1939, as follows:

Director's Office	\$ 1,341.65
Comptroller's Office	2,899.06
Auditor of Accounts	2,095.00
City Treasurer	840.89
Receiver of Taxes	2,501.19
Arrears of Personal Taxes	1,831.13
Board of Assessment and Revision of Taxes	7,816.30
Revaluation Bureau	404.14
Board of Assessments, for Local Improvements	869.98
First District Court	1,179.16
Second District Court	1,111.64
	<hr/>
	\$ 22,889.64

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-one Dollars (\$51.00) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, being the Temporary Payroll of the Department of Revenue and Finance, for January 23rd, 1939, (Ironworkers), as follows:

Tax Receiver (Ironworkers)\$51.00

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED: That the sum of Two Hundred Twenty-four Thousand, Three Hundred Sixty-five Dollars and Seventy Cents (\$224,365.70) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from February 1st to 14th, 1939, inclusive, as follows:

Director's Office	\$ 916.66
License Division	714.57
Building Division	3,137.47
Electrical Division	2,009.48

First Criminal and Family Court	1,187.48
Second Criminal Court	506.23
Third Criminal Court	364.16
Night Police Court	312.49
Department of Central Purchase	1,993.32
Fire Division	80,941.55
Police Division	132,292.29
	<hr/>
	\$224,365.70

M. P. Duffy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Six Thousand, Six Hundred Forty-three Dollars and Three Cents (\$6,643.03) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—
Administration\$6,643.03

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seventeen Thousand, Six Hundred Sixty-eight Dollars and Sixteen Cents (\$17,668.16) be and the same is

hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Alms House \$	3,994.31
Newark City Home	324.78
Bureau of Health	45.26
United States Social Hygiene Fund	135.40
Newark City Alms House	27.05
Newark City Home	2,376.34
City Hospital Alterations	5,773.77
Newark City Home	801.25
W. P. A. Sewing Project No. 336-7	4,040.00
Lincoln Douglass Celebration	150.00
	<hr/>
	\$ 17,668.16

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Ninety-nine Thousand Seven Hundred Twenty-six Dollars and Thirteen Cents (\$99,726.13) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public works for the first half of February, 1939, as follows:

Director's Office	\$ 1,566.65
Bureau of Health	23,957.64
Newark City Hospital	23,697.51
Convalescent Hospital	1,938.69
Newark City Home	3,409.62
Bureau of Baths	5,229.14
Newark City Alms House	2,504.58
Ivy Hill Power Plant	2,526.26
Outdoor Poor Department..	2,089.98
Law Department	3,873.59

Board of Adjustment—	
Zoning	460.00
Emergency Relief Admin- istration	28,202.47
	<hr/>
	\$ 99,726.13

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

RESOLVED: That the sum of Eleven Thousand, Four Hundred Thirty-five Dollars and Ninety-six Cents (\$11,435.96) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from February 1st to 15th, 1939, as follows:

Director's Office	\$ 879.99
Smoke Abatement	154.16
Public Buildings	7,865.27
Public Buildings (City Owned Property)	209.06
Weights and Measures	481.66
Printing and Stationery....	180.00
Shade Tree	1,457.49
W. P. A. Project No. 1485-7	208.33
	<hr/>
	\$ 11,435.96

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Two Hundred Eighty-three Dollars and Four Cents (\$3,283.04) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending February 15th and February 18th, 1939, as follows:

Shade Tree	\$1,995.04
Public Buildings	1,288.00
	<hr/>
	\$3,283.04

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred and Sixty-one Dollars (\$361.00) be and the same is hereby appropriated to the person named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

Printing and Stationery	\$361.00
-------------------------------	----------

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Eighteen Thousand, Eight Hundred Ninety-seven Dollars and Forty-three Cents (\$18,897.43) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Sewer Construction (WPA	
Project No. 4813)	\$ 29.73
Sewer Construction (WPA	
Project No. 601)	510.24
Street Construction (WPA	
Project No. 3531)	93.15
Street Construction (WPA	
Project No. 3531)	18,264.31
	<hr/>
	\$ 18,897.43

M. Ellenstein
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand, Seven Hundred Nine Dollars and Ninety-three Cents (\$2,709.93) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA	
Project 3531-7)	\$ 2,645.24
Sewer Construction (WPA	
Project 601)	64.69
	<hr/>
	\$ 2,709.93

M. Ellenstein
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Eighty-five Thousand, Six Hundred Six Dollars and Twenty-five Cents (\$385,606.25) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$385,605.25
-------------	--------------

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Ninety Thousand Dollars (\$90,000.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Passaic Valley Sewer	
Maintenance	\$90,000.00

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Ninety-five Dollars (\$595.00) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:
Airport (Publicity)\$595.00

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-seven Thousand, Eight Hundred Ninety-five Dollars and Fifty-four Cents (\$47,895.54) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, Semi-monthly Payroll, Period February 1st, 15th, 1939, both inclusive:

Director's Office	\$ 1,439.57
Newark Airport	1,254.99
Bureau of Lighting	420.00
Bureau of Streets	3,108.28
Sidewalks	216.66
House Sewer Connections	380.82
Bureau of Sewers	1,119.14
Bureau of Street Cleaning	4,119.08
Bureau of Surveys	3,101.66
Engineering Division	1,028.33

Bureau of Motors	1,740.13
Bureau of Water	19,137.46
Street Construction	2,915.79
Bureau of Docks	1,095.00
Newark Labor Relations Board	280.00
Sewer Construction	774.57
Airport Construction	1,515.00
City Railway Construction	645.00
City Clerk	3,183.23
Elections	420.00
	<hr/>
	\$ 47,895.54

M. Ellenstein
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-five Thousand, Forty-two Dollars and Forty-three Cents (\$35,042.43) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, Weekly payroll, Period Ending February 15, 1939:

Newark Airport	\$ 2,279.75
Bureau of Motors	2,651.33
Bureau of Streets	1,401.65
Bureau of Sewers	940.39
House Sewer Connections	347.38
Bureau of Street Cleaning	17,762.71
Street Construction	525.44
Bureau of Docks	738.00
Bureau of Water	8,395.78
	<hr/>
	\$ 35,042.43

M. Ellenstein
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-two Thousand, Eight Hundred Thirty-seven Dollars and Eighty-two Cents (\$52,837.82) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Newark Airport	\$ 1,499.23
Docks	367.05
Airport Construction	143.15
Streets	1,078.29
Newark Labor Relations Board	100.87
City Clerk	169.43
Surveys	67.69
Doremus Avenue Bridge....	2.60
Sewers	650.04
House Sewer Connections..	333.12
Director's Office	42.01
Motors	7,186.83
Water	7,262.98
Street Cleaning	2,569.44
Public Lighting	31,365.09
	<hr/>
	\$ 52,837.82

M. Ellenstein
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

The Binghampton Saving Bank
Binghampton, New York,

February 14, 1939.

Board of Commissioners of
The City of Newark, New Jersey.

Gentlemen:—

The undersigned is the registered holder of the outstanding \$50,000 Dock Bonds of the City of Newark, New Jersey, dated October 1, 1910, payable October 1, 1955, bearing interest at the rate of four per centum (4%) per annum, payable semi-annually on April 1st and October 1st, and consisting of fifty bonds of the denomination of \$1,000 each, numbered from 51 to 100, inclusive, reciting that they are issued on or about their date pursuant to a resolution adopted by the Common Council of said City on the 2nd day of September, 1910, and approved by the Mayor on the 12th day of September, 1910. The bonds were originally issued in coupon form, but have been converted into registered bonds by the removal and cancellation of the coupons attached thereto, and the execution by the City Comptroller of the Conversion Certificate printed on the back of each of said bonds.

We hereby request that these bonds be reconverted, at the expense of the undersigned, into new coupon bonds of the same form and tenor as those originally issued.

In the event that our request is granted, we shall arrange to have the bonds duly transferred and registered to bearer prior to the issuance of the new coupon bonds.

Very truly yours,
The Binghampton Savings Bank.

By Earle W. Stone,
President.

By Roger C. Legge,
Treasurer.

Ordered filed.

Commissioner Murphy offered the following resolution:

WHEREAS, prior to the issuance of each of the outstanding bonds of The City of Newark, hereinafter described, a resolution was duly adopted by the governing body of said City providing that said bonds should be issued in coupon form, but should be registerable as to both principal and interest, and each of said bonds has, since its issuance, been converted into a registered bond by the removal and cancellation of the coupons attached thereto and the execution by the City Comptroller of a Conversion Certificate printed on the back of such bond, and the holder of said bonds has presented a written request that said bonds be reconverted, at its expense, into new coupon bonds of the same form and tenor as those originally issued, and the Board of Commissioners desires to grant such request; Now, therefore,

BE IT RESOLVED by the Board of Commissioners of the City of Newark that the City Comptroller be and he hereby is authorized to issue new coupon bonds of the same form and tenor in exchange for the outstanding \$50,000 Dock Bonds of The City of Newark, New Jersey, dated October 1, 1910, payable October 1, 1955, bearing interest at the rate of four per centum (4%) per annum, payable semi-annually on the first days of April and October in each year, and consisting of fifty bonds of the denomination of \$1,000 each, numbered from 51 to 100, inclusive, issued on or about their date pursuant to a resolution adopted by the Common Council of said City on the 2nd day of September, 1910, and approved by the Mayor on the 12th day of September, 1910.

FURTHER RESOLVED, that the Mayor be and he hereby is authorized and directed to sign each of the bonds to be issued pursuant to this resolu-

tion, and that the Comptroller be and he hereby is authorized and directed to countersign said bonds, and the City Clerk be and he hereby is authorized and directed to affix the corporate seal of said City, now in use, to each of said bonds and to attest such corporate seal. The coupons annexed to such reissued bonds shall bear the facsimile signature of the Comptroller.

FURTHER RESOLVED, that in other respects each of the bonds to be issued pursuant to this resolution and each of the interest coupons to be thereto attached shall be identical in form with said outstanding bonds as they were originally issued, except that each of said bonds shall recite on its face that it is duly reissued pursuant to a resolution duly adopted by said Board on the 23rd day of February, 1939, in exchange for a bond of the same form and tenor originally issued as a coupon bond pursuant to the resolution recited in the outstanding bond in exchange for which said bond is to be issued and thereafter converted into a fully registered bond.

FURTHER RESOLVED, that no bond shall be issued pursuant to this resolution in exchange for an outstanding bond unless prior thereto said outstanding bond shall have been registered to bearer.

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

Application having been made by

Eswell Kemp, Inc., for a Cemetery Permit for premises known as No. 610 South Orange Avenue, in the City of Newark, being a parcel of land fronting on South Orange Avenue, approximately 20 feet and having a depth on its easterly line of approximately 131.79 feet, and a depth on its westerly line of approximately 130.08 feet, and a rear dimension of 45.30 feet, as more particularly appears on blueprint and description annexed hereto and made part hereof; and

WHEREAS, it further appears that said plot is entirely surrounded by other cemetery lands, and that the said land is properly graded and appropriate for the purpose; and

WHEREAS, it further appears that the Department of Health of the City of Newark has approved the use of the land for the purpose aforesaid, as appears by consent of said Department, under date of February 14, 1939, which consent is hereto annexed and made part hereof;

NOW, THEREFORE, BE IT RESOLVED by The Board of Commissioners of The City of Newark that the application for permit to use said property for Cemetery purposes be and the same is hereby granted to said Eswell Kemp, Inc.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

RESOLVED, that the Department

of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering dry goods and household supplies for the Department of Public Works, and canvas covers for the Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. P. Duffy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that Resolution 4207, adopted by the Board of Commissioners on February 1, 1939, awarding contract to the Citizens Publishing Company for printing and binding of minutes of the Board of Commissioners for the year 1939, be and the same hereby is rescinded, because said resolution was incomplete, and therefore

BE IT FURTHER RESOLVED, by the Board of Commissioners of the City of Newark that the contract for printing and binding said minutes be and the same hereby is awarded as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for printing and binding said minutes:

CITIZENS PUBLISHING COMPANY—Newark, N. J.

(Parks and Public Property)

200 copies per month of the minutes of the Board of Commissioners'

meetings, for the year 1939 @ \$2 29 per page.

It being understood that in cases where changes are necessary to be made in columnar and tabulation arrangements different from the tow columns (13 picas) to the page, specified in paragraph 3, that such changes will be charged for at Graphic Art Code prices.

M. P. Duffy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering materials listed below; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

F. BOWDEN COMPANY—Newark,
N. J.

(Public Affairs)

Approx. 1,600 ft. tile pipe, as per

specifications for the following discount below standard list price adopted by the Manufacturers January 12, 1928, 52%.

Approx. 230 tile specials (as per specifications) for the following discount below standard list price adopted by the Manufacturers January 12, 1928 52%.

J. B. GILLIGAN-CASEY COMPANY,
Newark, N. J.

(Public Affairs)

Approx. 40,000 brick traffic markers, as per specifications @ \$54.50 M.

CO-SERVICE PRINTING COMPANY, Newark, N. J.

(Public Works)

Approx. 300,000 relief orders padded, as per specifications, for \$1,171.00.

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Michael A. Stavitsky
Sixty Park Place

Newark, N. J., February 23, 1939.

Commissioner Michael P. Duffy,
City Hall,
Newark, New Jersey.

Dear Commissioner Duffy:

I herewith tender my resignation

to you and to the City Commission as a member of the Newark Housing Authority to take effect at once. Regrettably, the state of my health demands that I give up outside activities immediately and devote what time I can to my business.

Ten months ago I accepted this appointment as an opportunity to render public service in the same spirit which has motivated me in all my communal activities. This undertaking in its inception has been a difficult one, requiring and receiving from me earnest application and endless time and energy. In spite of the problems which have faced the Authority, it has made excellent progress. Ground should be broken for the first project in the early spring to be followed shortly thereafter by others. This has by no means been a one man job. The Authority and its excellent staff is well able to carry the work forward.

I wish to thank the City Commissioners for their helpfulness; my fellow Commissioners, the Executive Director and the staff for their tireless and loyal cooperation; the Director and Counsel of the State Housing Authority for their sympathetic understanding and encouragement; and the officials of the United States Housing Authority whose advice and guidance have been invaluable. Above all, I wish to thank Mayor Ellenstein for his wholehearted, unselfish and sincere support.

Sincerely yours,
Michael A. Stavitsky.

Ordered filed.

Mayor Ellenstein offered the following resolution:

WHEREAS, Michael A. Stavitsky, a member of the Newark Housing Authority, has forwarded his resignation as a member thereof to Mich-

ael P. Duffy, Director of the Department of Public Safety; and

WHEREAS, Michael A. Stavitsky has stated in his communication that because of the state of his health it is necessary for him to give up all outside activities immediately, and has requested that his resignation take effect at once;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the resignation of Michael A. Stavitsky as a member of the Newark Housing Authority be and the same is hereby accepted, said resignation to take effect February 23, 1939.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED by the Board of Commissioners of the City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the last half of February, 1939, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:—

PUBLIC BUILDINGS (City Owned Property)

Patrick McGeary, Cleaner, who was on leave of absence without pay, died on February 15th, 1939.

PUBLIC BUILDINGS

The services of Walter Dickerman,

temporarily employed as Watchman, were terminated effective as of February 15th, 1939.

Inasmuch as Mae Bolton, Telephone Operator, had only one week's vacation in 1938, she has been granted a vacation for a period of one week, with pay, effective as of February 23, 1939. This is for the week due her from 1938.

Josephine Nester has been temporarily appointed Telephone Operator, effective February 23rd, 1939, for a period of one week, at a salary of \$20.00 per week. Miss Nester will be employed during Miss Bolton's vacation.

Catherine McEnroe, Cleaner, injured on January 9th, 1939, while in the performance of duty; absent on account thereof; was changed from a regular weekly wage of \$4.00 per day, 6 days a week, to compensation under Workmen's Compensation at \$16.00 per week, effective January 23rd, 1939, and to be continued during period provided under Workmen's Compensation.

Margaret Bardsley, Cleaner, injured on January 27th, 1939, while in the performance of duty; absent on account thereof; was changed from a regular weekly wage of \$4.00 per day, 6 days a week, to compensation under Workmen's Compensation at \$16.00 per week, effective February 6th, 1939, and to be continued during period provided under Workmen's Compensation.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Druggist Building and Loan Association, which has completed a plan of liquidation of all of its properties, have conveyed to the Mohawk Building and Loan Association, by Deed dated September 9, 1938, and recorded in Book S-94, page 22, the property known as Nos. 87 to 91 Tuxedo Parkway, Block 4263, Lots 36 and 38, in the City of Newark; and

WHEREAS, the Mohawk Building and Loan Association has petitioned the Board of Commissioners of the City of Newark for the adjustment of unpaid taxes, assessments and liens on the lots aforesaid; and

WHEREAS, the said petitioner has offered to pay One thousand nine hundred dollars (\$1,900.00) being Nine hundred fifty dollars (\$950.00) for each lot, in full satisfaction of all unpaid taxes, assessments and liens, it being the present market value of the aforesaid lots; and

WHEREAS, the City's appraiser, Bernard K. Judge, appraises the present market value of these lots at Nine hundred fifty dollars (\$950.00) each, making a total of One thousand nine hundred dollars (\$1,900.00) for the two lots;

WHEREAS, the whole amount of such past due taxes, interest, assessments, costs, etc., together with interest to December 31, 1938, amounts to the total sum of Four thousand two hundred nineteen and ninety-three hundredths dollars (\$4,219.93) on both lots No. 36 and 38, Block 4263;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of Revenue and Finance be and he is hereby authorized and directed to accept the sum of One thousand nine

hundred dollars (\$1,900 00) in full satisfaction and settlement of all past due taxes, assessments and other municipal charges, both of principal and interest, or penalties against the premises known as 87 to 91 Tuxedo Parkway, Block 4263, Lots 36 and 38, in the City of Newark, and upon condition that improvements to the aforesaid properties are commenced within sixty (60) days from date hereof, and further conditioned that the said sum of One thousand nine hundred dollars (\$1,900.00) is paid within sixty (60) days from date hereof, the Director of Revenue and Finance be and he is hereby authorized and directed to cancel any such taxes, assessments or other municipal charges, both of principal and interest and penalties against said property over and above the said sum of One thousand nine hundred (\$1,900) being the present market value as per above appraisal of the property, and unless these conditions are complied with this resolution shall be null and void.

This resolution is adopted under the provisions of Chapter 70, P. L. 1933, R. S. N. J. 54: 4-99 to 102.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, application has been made by Director Franklin to the Works Progress Administration for a project to provide employment for needy registered dentists, dental hygienists, and clerical workers, in the

operation of eight dental clinics to provide a free dental service to needy children over nine years of age, and pre-school children between two and five years; which application is numbered N. J. 3-7-5703; wherein the total cost of the project is stated to be Sixty-six thousand seven hundred eighty-eight dollars and eighty cents (\$66,788.80), of which the contribution of The City of Newark, as specified therein will constitute Seventeen thousand seven hundred dollars (\$17,700.00) of the cost, and the Federal funds to be forty-nine thousand eighty-eight dollars and eighty-cents (\$49,088.80);

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the aforesaid application for Federal Works Progress Administration No. N. J. 3-7-5703, Dental Project, as hereinbefore set forth, and the municipal contribution, as stated in said application, be and the same is hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., February 21, 1938.

The Board of Commissioners of
The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions

were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928, (40, 55-39 Revised Statutes of 1937, that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*68-74 Chapel Street; Consolidated Iron & Steel Co.; renewal of permit for an automobile dismantling and used car sales lot; such use to be limited to the period of one year ending January 6, 1940;

*688 Summer Avenue; John Castoro; renewal of permit retail ice depot; such use to be limited to the period of two years ending January 16, 1941;

196-200 Mulberry Street; Oscar Berkowitz; in a 1st industrial district the establishment and operation of an automobile parking station; same to be operated and maintained in conformity with the rules of this Board; such use to be limited to the period ending one year from date of approval by the Board of Commissioners;

*14-16 Maiden Lane; William J. Walker; renewal of permit for automobile parking station; such use to be limited to the period of one year ending January 29, 1940.

Respectfully submitted,
Board of Adjustment.
R. B. Rankin, Secretary.

(These matters to be heard by the Board of Commissioners at its meeting of February 23, 1939.)

Received, copy to be sent to each Commissioners, and further action postponed to March 1, 1939.

The City Clerk: Three of these are renewals and may be disposed of at this time under suspension of rules.

Mayor Ellenstein: I will entertain

a motion that the rules be suspended in these three cases.

Commissioner Duffy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City that the following structure or use be allowed:

Application of Consolidated Iron & Steel Co. (Mansfield Holding Co., owner); for the renewal of permit for an automobile dismantling and used car sales lot; premises 68-74 Chapel Street; such use to be limited to the period of one year ending January 6, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we

concur in the action of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer and said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of John Castoro (H. B. Salmon Co., owner); for the renewal of permit for retail ice depot; premises 688 Summer Avenue; such use to be limited to the period of two years ending January 16, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of William J. Walker (Anna I. Walker, owner); for the renewal of permit for automobile parking station; premises 14-16 Maiden Lane; such use to be limited to the period of one year ending January 29, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur in the action of the Adjustment Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin I move we
adjourn.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Duffy, Frank-
lin, Murphy, Mayor Ellenstein.

APPROVED

M. C. ELLENSTEIN
VINCENT J. MURPHY
M. P. DUFFY
PEARCE R. FRANKLIN.

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

MINUTES OF MEETINGS OF THE Board of Commissioners

March, 1939

Newark, N. J., March 1, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date in the Commissioners' Chamber, City Hall, Newark, at 11 A. M.

Commissioner Murphy appeared at eleven A. M. and adjourned the meeting to 4:30 P. M. for lack of quorum.

* * * *

Newark, N. J., March 1, 1939

An Adjourned meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date in the Commissioners' Chamber, City Hall, Newark, at 4:30 P. M.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance Changing and Establishing the width of the sidewalks of South Street from Broad Street to McCarter Highway and requiring the removal of obstructions, projections, or encroachments thereon.

The Board of Commissioners of the City of Newark, Do Ordain;

Section 1. The width of the sidewalks of South Street from Broad Street to McCarter Highway, is hereby changed and established at eleven (11) feet.

Section 2 All obstructions, projections and encroachments in and upon said street and sidewalks, as hereby changed and established, which shall interfere with the construction of the new pavement, gutters and appurtenances shall be forthwith removed therefrom by the owner or owners of the premises respectively abutting thereon, and in case of the failure of the owner or owners of the abutting property to remove the same upon ten (10) days' notice from the Department of Public Affairs, the Director of the Department of Public Affairs is hereby authorized and directed take out, remove and abate or cause to be taken out, removed and abated any vault, platform, area, sign, or any post or erection, or any projection or otherwise in, over and upon said South Street between the limits herein stated, contrary to the provisions of his ordinance, and the expense thereof shall be recoverable of the owner or owners of the premises abutting thereon.

Section 3. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance, be and the same are hereby repealed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that March 15th, 1939, at 11 A. M., or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance providing for the issuance of \$200,000 Water Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds, as follows:

The Board of Commissioners of The City of Newark, Do Ordain:

Section 1. It is hereby determined and stated that the Board of Commissioners of The City of Newark proposes to enlarge the water supply system established and operated by said City, by the construction of additional water mains; that said purpose is not a current expense of said City, and that it is necessary to finance said purpose by the issuance of obligations of said City, pursuant to the Local Bond Law of New Jersey, as hereinafter provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law, that (a) part of the cost of said purpose, in labor and materials, is to be met by the Works Progress Administration of the United States of America; (b) the estimated maximum amount of money necessary to be raised from all sources for said purpose is Two Hundred and Five Thousand Dollars (\$205,000); (c) the maximum amount which is to be charged as a part of the cost of said purpose and which is necessary to finance interest on obligations issued to finance such purpose or to finance engineering or in-

spection costs and legal expenses, or to finance the cost of the issuance of said obligations, as provided in Section 40: 1-55 of said Law is Twenty Thousand Dollars (\$20,000.00); (d) Five Thousand Dollars (\$5,000) of the cost of said purpose is to be met from the down payment which is to be appropriated as hereinafter provided; and (e) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is Two Hundred Thousand Dollars (\$200,000).

Section 3. Pursuant to Section 40: 1-12 of said Local Bond Law, the sum of Five Thousand Dollars (\$5,000) shall be included as a down payment to finance said purpose, in the budget of said City for the fiscal year beginning January 1, 1939, in addition to any sums which may otherwise be required to be appropriated in said budget for the payment of interest on or any maturing principal of the obligations authorized to be issued by this ordinance.

Section 4. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding Two Hundred Thousand Dollars (\$200,000), to be designated "Water Bonds," are hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 5. To finance said purpose, Bond Anticipation Notes of said City of an aggregate principal amount not exceeding Two Hundred Thousand Dollars (\$200,000) are hereby authorized to be issued in anticipation of the issuance of said bonds, pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%)

per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by said law. All matters with respect to said notes not determined by this ordinance shall be determined by resolutions to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 6. It is hereby determined and declared that the period of usefulness of said purpose is a period of forty years computed from the date of said bonds.

Section 7. No part of the cost of financing said purpose has been or is to be specially assessed against property specially benefited thereby.

Section 8. It is hereby determined and declared that the Supplemental Debt Statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 40: 1-76 of said Law, is increased by this ordinance by Two Hundred Thousand Dollars (\$200,000); and that the issuance of said obligations is permitted by an exception to the debt limitations prescribed by said Law, contained in Subdivision (d) of Section 40: 1-16 of said Law.

Section 9. This ordinance shall take effect twenty days after the first publication thereof after final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that March 15th, 1939, at 11 A. M., or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance providing for the issuance of \$200,000 Street Improvement Bonds of The City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds.

The Board of Commissioners of The City of Newark Do Ordain as follows:

Section 1. It is hereby determined and stated that the Board of Commissioners of The City of Newark proposes to resurface certain public streets in said City with bituminous concrete, or penetration macadam, or sheet asphalt, or with bricks or blocks of any material laid on concrete or sand or other foundation, or with con-

crete; that said purpose is not a current expense of said City, and that it is necessary to finance said purpose by the issuance of obligations of said City, pursuant to the Local Bond Law of New Jersey, as hereinafter provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law, that (a) part of the cost of said purpose, in labor and materials, is to be met by the Works Progress Administration of the United States of America; (b) the estimated maximum amount of money necessary to be raised from all sources for said purpose is Two Hundred and Fifty Thousand Dollars (\$250,000); (c) the maximum amount which is to be charged as a part of the cost of said purpose and which is necessary to finance interest on obligations issued to finance such purpose or to finance engineering or inspection costs and legal expenses, or to finance the cost of the issuance of said obligations, as provided in Section 40: 1-55 of said Law, is Twenty-five Thousand Dollars (\$25,000.00); (d) Fifty Thousand Dollars (\$50,000) of the cost of said purpose is to be met from the down payment which is to be appropriated as hereinafter provided; and (e) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is Two Hundred Thousand Dollars (\$200,000).

Section 3. Pursuant to Section 40: 1-12 of said Local Bond Law, the sum of Fifty Thousand Dollars (\$50,000) shall be included as a down payment to finance said purpose, in the budget of said City for the fiscal year beginning January 1, 1939, in addition to any sums which may otherwise be required to be appropriated in said budget for the payment of interest on or any maturing principal of the obligations authorized to be issued by this ordinance.

Section 4. To finance said purpose bonds of said City of an aggregate principal amount not exceeding Two Hundred Thousand Dollars (\$200,000), to be designated "Street Improvement Bonds," are hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 5. To finance said purpose, Bond Anticipation Notes of said City of an aggregate principal amount not exceeding Two Hundred Thousand Dollars (\$200,000) are hereby authorized to be issued in anticipation of the issuance of said bonds, pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by said Law. All matters with respect to said notes not determined by this ordinance shall be determined by resolutions to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 6. It is hereby determined and declared that the period of usefulness of said purpose is a period of five years, computed from the date of said bonds.

Section 7. No part of the cost of financing said purpose has been or is to be specially assessed against property specially benefited thereby.

Section 8. It is hereby determined and declared that the Supplemental Debt Statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 40: 1-76 of said Law, is increased by this ordinance by Two Hundred Thousand Dollars (\$200,000), and that the issuance of said obligations is permitted by an exception to the debt limitations prescribed by said law, contained in Sub-division (d) of Section 40: 1-16 of said Law.

Section 9. This ordinance shall take effect twenty days after the first publication thereof after final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that March 15th, 1939, at 11 A. M., or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance granting permission to The Seton Leather Company, a corporation of the State of New Jersey, to place and maintain a three-inch pipe line in Oraton Street, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing. Commissioner Murphy moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the following ordinance taken up on second reading:

~~An Ordinance granting permission to The Seton Leather Company, a corporation of The State of New Jersey, to place and maintain a three-inch pipe line in Oraton Street.~~

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Murphy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the title of "An Ordinance granting permission to The Seton Leather Company, a corporation of The State of New Jersey, to place and maintain a three-inch pipe line in Oraton Street," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance granting permission to The Seton Leather Company, a corporation of the State of New Jersey, to place and maintain a three-inch pipe line in Oraton Street.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance to annex to the City of Newark certain land lying and being in the Town of Belleville and to become a part of The City of Newark, to which said land is contiguous," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who wishes to be heard on this ordinance?

(No response).

No one appearing, Commissioner Duffy moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that

the following ordinance be taken up on second reading.

An Ordinance to annex to the City of Newark certain land lying and being in the Town of Belleville, and to become a part of The City of Newark, to which said land is contiguous.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Duffy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

Commission Duffy moved that the title of "An Ordinance to annex to The City of Newark certain land lying and being in The Town of Belleville, and to become a part of The City of Newark, to which said land is contiguous," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance to annex to the City of Newark certain land lying and being in the Town of Belleville, and to become a part of The City of Newark, to which said land is contiguous.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Twenty-seven Thousand Eight Hundred Five Dollars and Thirty-four Cents (\$27,805.34) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance as follows:

Surplus and Deficiency	\$ 16,694.73
Surplus and Deficiency	11,110.61
	<hr/>
	\$ 27,805.34

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand Twenty-one Dollars and Forty Cents (\$2,021.40) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 15.00
Reserve for uncompleted contracts, Comptroller's Office	261.50
Reserve for uncompleted contracts, Tax Receiver	200.00
Reserve for uncompleted contracts, Auditors Office	32.00
City Sundries (Stenographic work)	50.70
Tax Board	1,462.20
	<hr/>
	\$ 2,021.40

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED That the sum of Twenty-three Thousand Eighty Dollars and Eight Cents (\$23,080.08) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance from February 15th to 28th, 1939, as follows:

Director's Office	\$ 1,341.65
Comptroller's Office	2,899.06
Auditor of Accounts	2,095.00
City Treasurer	840.39
Receiver of Taxes	2,501.19
Arrears Personal Taxes....	1,914.46
Board of Assessment and Revision of Taxes	7,923.41
Revaluation Bureau	404.14
Board of Assessments for Local Improvements	869.98
First District Court	1,179.16
Second District Court	1,111.64
	<hr/>
	\$23,080.08

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Million, Nine Hundred Eighty-two Thousand, Five Hundred Dollars (\$1,982,500.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Public School Appropriation	\$1,982,500.00
-----------------------------------	----------------

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED: That the sum of Two Hundred Twenty-three Thousand, Nine Hundred Sixty-six Dollars and Thirteen Cents (\$223,966.13) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety, from February 15th to 28th, 1939, inclusive, as follows:

Director's Office	\$ 916.66
License Division	714.57
Building Division	3,137.47
Electrical Division	1,673.48
First Criminal and Family Courts	1,187.48
Second Criminal Court	506.23
Third Criminal Court	354.16
Night Police Court	312.49
Department of Central Purchase	1,993.32
Fire Division	81,013.28
Police Division	132,156.99
	<hr/>
	\$223,966.13

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

cas. Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

United States Social Hy-
giene Fund\$ 633.33

Commissioner Franklin offered the
following resolutions:

RESOLVED: That the sum of
Ninety-nine Thousand Eight Hundred
Nine Dollars and Forty-seven Cents
(\$99,809.47) be and the same is here-
by appropriated to the City Treasurer
being the semi-monthly payroll of
the Department of Public Works for
the last half of February, 1939, as
follows:

Director's Office	\$ 1,566.65
Bureau of Health	24,219.04
Newark City Hospital	23,941.10
Convalescent Hospital	1,934.82
Newark City Home	3,226.57
Bureau of Baths	5,229.14
Newark City Alams House	2,525.15
Ivy Hill Power Plant	2,526.26
Outdoor Poor Department	2,154.98
Law Department	3,880.79
Board of Adjustment—	
Zoning	460.00
Emergency Relief Admin- istration	28,144.97
	<hr/>
	\$ 99,809.47

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Six Hundred Thirty-three Dollars and
Thirty-three Cents (\$633.33) be and
the same is hereby appropriated to
the City Treasurer, being the month-
ly payroll of the Department of Pub-
lic Works, for the month of Febru-
ary, 1939, as follows:

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
M. P. Duffy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Twenty-four Thousand, Four Hun-
dred Fifteen Dollars and Twenty-
seven Cents (\$24,415.27) be and the
same is hereby appropriated to the
persons named on annexed certified
list, being the bills and claims of the
Department of Public Works, as fol-
lows:

Reserve for uncompleted contract (Newark City Hospital)	\$ 1,019.45
Reserve for uncompleted contract (Newark City Hospital)	2,273.82
Newark City Hospital	19,168.33
Convalescent Hospital	1,952.67
	<hr/>
	\$ 24,415.27

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the
following resolutions:

RESOLVED: That the sum of Eleven Thousand, Two Hundred Two Dollars and Ninety-seven Cents (\$11,202.97) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly pay-rolls of the Department of Parks and Public Property from February 16th to February 28th, 1939, as follows:

Director's Office	\$ 879.99
Smoke Abatement	154.16
Public Buildings	7,628.68
Public Buildings (City Owned Property)	212.66
Weights and Measures	481.66
Printing and Stationery....	180.00
Shade Tree	1,457.49
W. P. A. Project No. 1485-7	208.33
	<hr/>
	\$ 11,202.97

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Two Hundred Thirteen Dollars and Twenty-three Cents (\$3,213.23) be and the same is hereby appropriated to the City Treasurer, same being the bills and claims of the Department of Parks and Public Property for weeks ending February 22nd and February 25th, 1939, as follows:

Shade Tree	\$ 1,947.23
Public Buildings	1,266.00
	<hr/>
	\$ 3,213.23

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Twelve Thousand, Two Hundred Eighty-eight Dollars and Seventy-nine Cents (\$12,288.79) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (Boylan Street) (WPA Project No. 3-620 & No. 3-7-843)	\$ 4,062.80
Swimming Pool Construction (Clifton Avenue) (WPA Project No. 3-549 & No. 3-7-824)	1,908.92
Swimming Pool Construction (Hayes Park East) (WPA Project No. 3-548 & No. 3-7-841)	3,835.21
Swimming Pool Construction (Hayes Park West) (WPA Project No. 3-547 & No. 3-7-842)	2,481.86
	<hr/>
	\$ 12,288.79

M. Ellenstein
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Thirty-five Thousand Five Hundred Eleven Dollars and Two Cents (\$35,511.02) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

**City Treasurer, Weekly Payroll,
Period Ending February 22nd, 1939:**

Newark Airport	\$ 2,420.00
Bureau of Motors	2,653.95
Bureau of Streets	1,331.07
Bureau of Sewers	832.00
House Sewer Connections..	466.13
Bureau of Street Cleaning	18,119.06
Street Construction	502.72
Bureau of Docks	752.40
Bureau of Water	8,433.69

\$ 35,511.02

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-seven Thousand Seven Hundred Thirty-five Dollars and Ninety Cents (\$47,735.90) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

**City Treasurer, Semi-monthly payroll,
Period February 16th-February 28th,
1939, both inclusive:**

Director's Office	\$ 1,439.57
Newark Airport	1,254.99
Bureau of Lighting	420.00
Bureau of Streets	3,108.28
Sidewalks	216.66
House Sewer Connection ..	380.82
Bureau of Sewers	1,119.14
Bureau of Street Cleaning	4,119.08
Bureau of Surveys	3,101.66
Engineering Division	1,028.33
Bureau of Motors	1,740.13
Bureau of Water	18,942.82
Street Construction	2,915.79
Bureau of Docks	1,095.00
Newark Labor Relations Board	380.00
Sewer Construction	774.57
Airport Construction	1,515.00
Haynes Avenue Bridge Construction	645.83
City Clerk	3,183.23
Elections	355.00
	<hr/>
	\$ 47,735.90

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eight Hundred Fifty-five Dollars and Sixty-four Cents (\$855.64) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Newark Airpor	\$855.64
---------------------	----------

M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. P. Duffy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifteen Thousand Six Hundred Twenty-one Dollars and Ninety-two Cents (\$15,621.92) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$ 14,512.50
City Clerk	39.92
Reserve for uncompleted	
Contracts (Sewers)	1,069.50
	<hr/>
	\$ 15,621.92

M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. P. Duffy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Sixteen Dollars and Sixty-six Cents (\$416.66) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Planning (WPA	
Project No. 5358-7)	\$416.66

M. Ellenstein
 Vincent J. Murphy
 M. P. Duffy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Five Hundred Seventy-one Dollars and Seven Cents (\$571.07) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water (WPA Project No.	
649)	\$232.94
Water (WPA Project No.	
4533)	59.50
Water (WPA Project No.	
4546)	278.63

M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. P. Duffy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Nine Hundred Seventy-seven Dollars and Twelve Cents (\$3,977.12) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction
(WPA Project No. 3531-7) \$3,730.09
Sewer Construction
(WPA Project No. 601) 37.97
Sewer Construction
(WPA Project No. 4813).... 37.50
Sewer Construction
(WPA Project No. 4813).... 171.56

\$3,977.12

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-six Dollars, (\$36.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$36.00

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED: That the following named persons be and he is hereby appointed Constable of the City of

Newark, for the term expiring December 31, 1939:

Samuel Harkavy, 1153 Bergen Street.

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, the Board of Commissioners desires to provide for the renewal of certain outstanding bond anticipation notes; NOW, THEREFORE,

BE IT RESOLVED, By the Board of Commissioners of the City of Newark that there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance providing for the issuance of bonds of the City of Newark to raise money for the purpose of acquiring additional equipment and furnishings for and constructing additions to, and reconstructing, the Newark City Hospital," adopted by the Board of Commissioners on the 8th day of December, 1937, bond anticipation notes of the City of Newark of the aggregate principal amount of \$70,000 for the purpose of renewing \$70,000 Bond Anticipation Notes heretofore issued pursuant to said ordinance and payable on the 6th day of March, 1939.

FURTHER RESOLVED, That each of the notes to be issued pursuant to this resolution shall be dated on or about the date of its issuance and shall be payable not more than six

months after its date, and shall bear interest at a rate which shall not exceed six per centum (6%) per annum.

FURTHER RESOLVED, That each of said notes shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

FURTHER RESOLVED, that the power to determine any matter with respect to said notes not determined by this resolution and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

FURTHER RESOLVED, That said Director be and he hereby is directed report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Dennis F. Shea was the owner of premises known as No. 24 Gould Avenue, Newark, New Jersey, Block 1868, Lot 5, on October 1, 1937, and was assessed for same by The City of Newark at a valuation of Six Thousand Three Hundred Dollars (\$6,300.00), being One Thousand Five Hundred Dollars (\$1,500.00) on land and Four Thousand Eight Hundred Dollars (\$4,800.00) on improvements; and,

WHEREAS, the said Dennis F. Shea produced sufficient evidence to the Board of Assessment and Revision of Taxes of The City of Newark for the said Board to authorize a total annual exemption of Five Hundred Dollars (\$500.00) from the assessed valuation of his real and personal property, in accordance with the provisions relating to exemption of property to veterans: (Revised Statutes 54: 4-3, 12); and

WHEREAS, the said Dennis F. Shea only received an exemption of One Hundred Dollars (\$100.00) from his personal property in 1938;

THEREFORE BE IT RESOLVED By the Board of Commissioners of The City of Newark that the said Dennis F. Shea be granted a further assessment exemption of Four Hundred Dollars (\$400.00), tax Eighteen Dollars and Forty-four Cents (\$18.44) from the assessed valuation of his real estate, Block 1868, Lot 5, No. 24 Gould Avenue, Newark, New Jersey, for 1938 and that the Comptroller be and he is hereby authorized to change his records accordingly.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas. Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Pasquale Manfreda and Edwin Scala were the record owners of property known as No. 288 South Sixth Street, Newark, New Jersey, Block 278, Lot 42, on October 1, 1933, and were assessed from same by The City of Newark at a valuation of Ten Thousand Dollars (\$10,000.00), being One thousand dollars (\$1,000.00) on land and Nine thousand dollars (\$9,000.00) on improvements; and

WHEREAS, the said Edwin Scala produced sufficient evidence to the Board of Assessment and Revision of Taxes of The City of Newark for the said Board to authorize a total annual exemption of Five hundred dollars (\$500.00) from the assessed valuation of his real and personal property, in accordance with the provisions relating to exemption of property to veterans: (Revised Statutes 54: 4-3-12); and

WHEREAS, the said Edwin Scala only received an exemption of One hundred dollars from his personal property in 1934;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the said Edwin Scala be granted a further assessment exemption of Four hundred dollars (\$400.00), tax fourteen dollars and sixty cents (\$14.60) from the assessed valuation of his real estate, Block 278, Lot 42, No. 288 South Sixth Street, Newark, New Jersey, for 1934 and that the Comptroller be and he is hereby authorized to change his records accordingly.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Charles H. Leber was the owner of premises known as No. 428 Roseville Avenue, Newark, New Jersey, Block 1956, Lot 15 on October 1, 1933, and was assessed for same by The City of Newark at a valuation of Six thousand three hundred dollars (\$6,300.00), being One thousand six hundred dollars (\$1,600.00) on land and Four thousand seven hundred dollars (\$4,700.00) on improvements; and

WHEREAS, the said Charles H. Leber produced sufficient evidence to the Board of Assessment and Revision of Taxes of The City of Newark for the said Board to authorize a total annual exemption of Five hundred dollars (\$500.00) from the assessed valuation of his real and personal property, in accordance with the provisions relating to exemption of property to veterans: (Revised Statutes 54: 4-3.12); and

WHEREAS, the said Charles H. Leber only received an exemption of One hundred dollars from his personal property in 1934;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the said Charles H. Leber be granted a further assessment exemption of Four hundred dollars (\$400.00), tax Fourteen dollars and sixty cent (\$14.60) from the assessed valuation of his real estate, Block 1956, Lot 15, No. 428 Roseville Avenue, Newark, New Jersey, for 1934 and that the Comptroller be and he is hereby authorized to change his records accordingly.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Charles A. McMurray was the owner of premises known as No. 18 Summit Street, Newark, New Jersey, Block 2828, Lot 52, on October 1, 1936, and was assessed for same by The City of Newark at a valuation of Five thousand seven hundred dollars (\$5,700.00), being One thousand dollars (\$1,000.00) on land and Four thousand seven hundred dollars (\$4,700.00) on improvements; and

WHEREAS, the said Charles A. McMurray produced sufficient evidence to the Board of Assessment and Revision of Taxes of The City of Newark for the said Board to authorize a total annual exemption of Five hundred dollars (\$500.00) from the assessed valuation of his real and personal property, in accordance with the provisions relating to exemption of property to veterans: (Revised Statutes 54: 4-3.12); and

WHEREAS, the said Charles A. McMurray only received an exemption of One hundred dollars from his personal property in 1937;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the said Charles A. McMurray be granted a further assessment exemption of Four hundred dollars (\$400.00) tax Fourteen dollars and seventy-six cents (\$14.76) from the assessed valuation of his real estate, Block 2828, Lot 52, No. 18 Summit Street, New-

ark, New Jersey, for 1937 and that the Comptroller be and he is hereby authorized to change his records accordingly.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Anthony Rocco was the owner of record of property known as No. 171 Parker Avenue, New Jersey, Block 508, Lot 64; and

WHEREAS, the taxes for 1938, amounting to One hundred seventy-nine dollars and seventy-nine cents (\$179.79) have been paid in full; and

WHEREAS, the said Anthony Rocco has produced sufficient evidence to the Board of Assessment and Revision of Taxes of The City of Newark for the said Board to authorize an annual exemption of Five hundred dollars (\$500.00) from the assessed valuation of his real and personal property, in accordance with the provisions relating to exemption of property to veterans: (Revised Statutes 54: 4-3.12); and

WHEREAS, the said Anthony Rocco, because of such exemption, is entitled to a refund in the sum of Twenty-three dollars and five cents (\$23.05) from taxes paid on his real estate known as Block 508, Lot 64, No. 171 Parker Street, Newark, New Jersey;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the Director of the Department of Revenue and

Finance be and he is hereby authorized to make a refund to the said Anthony Rocco in the sum of Twenty-three dollars and five cents (\$23.05) for the reasons hereinbefore set forth.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the position of Budgetary Control Machine Operator-Stenographer in the Department of Revenue and Finance, be and the same is hereby created at an annual salary of Fifteen hundred dollars (\$1,500.00) effective as of March 1st, 1939; and

BE IT FURTHER RESOLVED, that Alice Schweitzer and Beverly A. Carson be and are hereby appointed to the above named positions, at the salary aforesaid; and appointments effective as of March 1st, 1939.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Adele Baranouskas,

junior clerk-stenographer in the Department of Public Affairs, (Newark Labor Relations Board) at \$720 per annum, has passed a Civil Service examination and been certified to other appointing authorities as eligible for appointment to the position of clerk-stenographer at \$960 per annum;

AND WHEREAS, it is desired that the services of Miss Baranouskas in said Board be retained as she is the only clerk-stenographer employed therein;

THEREFORE BE IT RESOLVED, that the said Adele Baranouskas be, and she hereby is, promoted to the position of clerk-stenographer at \$960 per annum, effective as of March 1st, 1939.

M. Ellenstein
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

Commissioner Byrne offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark that the following changes appearing in the payroll for the last half of February, 1939, and for week ending February 25th, 1939, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

James L. Walsh, Elevator Operator, suspended without pay, from February 16th, 1939, until further notice.

Margaret Bardsley, Cleaner, from compensation under Workmen's Compensation Act, to duty February 20th, 1939, from which date she was restored to regular compensation of \$4.00 per day.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, that the position of Kitchen Helper be and the same is hereby created in the Newark City Hospital, Department of Public Works, at a salary of \$900 per annum, effective March 1, 1939.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioners Byrne and Murphy not voting.

Mayor Ellenstein offered the following resolution:

WHEREAS, the House of Representatives on February ninth passed a bill taxing municipal salaries; and

WHEREAS, aside from this salary taxation matter there is a companion

proposal for the government to tax municipal bonds; and

WHEREAS, the Federal Taxation of municipal bonds would cause an average interest rate increase which cities would have to pay on new and refunding bonds of sixty (60) points, and which, of course, this added burden would have to be paid by the taxpayers of American cities, consequently the net result would simply be passing on the tax to the city taxpayers who would have to make up the added interest cost;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark in meeting assembled this first day of March, 1939, that we do respectfully petition, in behalf of the people of our city, the Congress of the United States in regard to the matter aforesaid, submitting that the enactment of legislation taxing municipal bonds would be detrimental to the interests of this city; and we do particularly request the Senators and Congressmen from New Jersey to give thoughtful recognition to the financial needs of our cities and by no act or acts impose additional costs upon local governments in the financing of municipal bonds; and we do assert that the enactment of legislation to tax municipal bonds will result in the imposition of added interest costs on municipal bonds and the imposition by reason thereof of additional taxes on local taxpayers; and

BE IT FURTHER RESOLVED that the City Clerk be and he is hereby directed to forward copies of this resolution to the President of the United States, the Vice-President and Speaker of the House of Representatives, the Senators and Congressmen from New Jersey, and the United States Conference of Mayors.

. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, William H. Chapman has been a month to month tenant on the property owner by the City of Newark located in the rear of 227-229 Mulberry Street, Newark, New Jersey, at a rental of One hundred fifty dollars (\$150.00) per month; and

WHEREAS, by reason of the demolishing of a certain part of the premises, a portion of the property which he had sublet, he as reduced his income Twenty-five dollars (\$25.00) per month; and

WHEREAS, the tenant has requested and the Director of the Department of Parks and Public Property has decided that the amount of the rental should be reduced accordingly; and

WHEREAS, the demolishing of the aforesaid buildings has increased the income of The City of Newark One hundred thirteen dollars and fifty cents (\$113.50) per month; the land now being leased for a parking station;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to enter into an agreement for the occupancy of the premises at the above-mentioned location — the

rear of 227-229 Mulberry Street, Newark—by William H. Chapman for the monthly rental of One hundred twenty-five dollars per month, effective as of March 15, 1939.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property has received informal bids for the furnishing of certain labor and materials in the erection of four coal shutes, City Hall Power Plant; and

WHEREAS, the lowest responsible bidder is the Helwig Welding, H. G. Helwig, proprietor, in the amount of Three hundred dollars (\$300.00);

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to enter into a contract with Helwig Welding, H. G. Helwig, proprietor,

"to furnish labor and material for erecting, four (4) Coal Shutes made of one-quarter ($\frac{1}{4}$) inch Copper Bearing Steel, twelve (12) inch in diameter and twenty (20) feet long in the Boiler Room of Power House at the Newark City Hall, Newark, New Jersey.

"The price of each shute is Seventy-five dollars (\$75.00) making a total of Three hundred dollars (\$300) for the four (4)."

subject to the laws governing municipal contracts, particularly in the matter of hours of labor and prevailing rates, wages, and materials produced within the United States.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Diesel tractors; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said Diesel tractors to the City of Newark, be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said Diesel tractors:

SMITH TRACTOR AND EQUIPMENT CO., Irvington, N. J.

(Public Affairs)

One (1) or more 1939 model D7 Cat-

erpillar-Diesel tractors and cab equipped with latest Model B-7X LaPlant-Choate Hydraulic operated bulldozer complete @ \$7,458.00. (As per specifications).

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Antonio LaFalce has been employed by The City of Newark in the capacity of laborer, in the Department of Street Cleaning, Department of Public Affairs, since February 26, 1912; and

WHEREAS, said LaFalce has made application for a pension, under—

Chapter 103, P. L. 1923 (Revised Statutes 1937, 43; 12-1.

wherein it is provided that:

"A person who has been continuously employed in any city for a period of twenty-five years, and has reached the age of seventy years, may retire or be retired at any time thereafter. On and after retirement he shall be paid by the city one-half of the amount he was receiving as salary from the city at the time of his retirement";

and

WHEREAS, it appears that said Antonio LeFalce is now over the age of 70 years, and has been employed

by The City of Newark for a period of more than 25 years; and

WHEREAS, said LaFalce is receiving a salary of \$21.84 per week, and desires, due to advanced age, he now being of the age of 81 years, to be retired, on half pay;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the application for pension of Antonio LaFalce, employed by The City of Newark, in the Department of Public Affairs, Bureau of Street Cleaning, in the capacity of laborer, is hereby granted, under and by virtue of the provisions of:

Chapter 103, P. L. 1923 (Rev. Stats. 1937, 43:12-1).

said pension to become effective as of March 2nd, 1939; and

BE IT FURTHER RESOLVED, that said Antonio LaFalce be paid a pension of \$10.92 per week, said pension to be paid to other pensions are paid.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for

furnishing and delivering Dodge automobiles; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said automobiles to the City of Newark, be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said automobiles:

S. H. GROSSMAN, INC.,
Newark, N. J.

(Public Affairs)

One (1) or more Dodge four door Sedans @ \$888.75 each.

One (1) or more Dodge Business Coupes @ \$792.00 each.

One (1) or more Dodge Chasses with station bodies @ \$1,058.25 each.

Special paint or extra varnish on station wagon body \$7.50.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnish-

ing and delivering Storage batteries for the Department of Public Safety, and for furnishing and installing various materials for the City Asphalt Plant (Driers, Shutes, etc.) for the Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it is hereby authorized and directed to advertise for sealed proposals for furnishing and delivering Basin Heads for the Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for

furnishing and delivering groceries and dairy products; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said products to the City of Newark, be and the same hereby are awarded in the amounts set opposite their respective names, being the lowest formal bidders in response to public advertisement for sealed proposals, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said groceries and dairy products:

Approximately

M. Augenblick & Bro.....	\$ 4,782.51
DeBow & Company	1,063.66
John Gialanella	622.50
S. Gumpert Company	610.40
L. F. Hersh & Bro.	1,363.12
Herman Kussy Co.	10,068.38
Wilkinson Gaddis Company	4,556.62
R. C. Williams	314.66
Wilson & Rogers, Inc.	319.40

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

The City of Newark having heretofore adopted a resolution appropriating the sum of \$25,000.00 for the purchase by the City from the Standard Oil Company, of all of its right, title:

and interest in and to a certain lease, Hangar and other improvements at the Newark Airport, and the said Standard Oil Company having delivered properly executed resolution of its Board of Directors, having authorized the said sale, and having executed agreement of cancellation of said lease, and agreement of bill of sale, and having delivered the same to the City of Newark, they having been approved as to form by the Law Department of the City of Newark;

IT IS THEREUPON ORDERED, that the Director of the Department of Public Affairs, and the City Clerk, are hereby authorized and directed to execute the said instruments for and on behalf of the City, upon the adoption of this resolution, and upon the due execution thereof, as herein provided, the Director of the Department of Revenue and Finance is hereby authorized and directed to pay to the said Standard Oil Company the said sum of \$25,000.00.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioners Byrne and Murphy not voting.

Commissioner Byrne offered the following resolution:

WHEREAS, the New Jersey Flower Show Committee desires to rent the upper floors of the Centre Market Building for the purposes of an exhibit of garden tools, equipment, garden furniture, and plant life, and for the period from March 25, 1939, to April 1, 1939, with right of entry on or after March 21st to prepare for the

show at a rental of Six hundred dollars (\$600.00) for the period, and which rental is recommended as a reasonable rental, by the Director of the Department of Parks and Public Property;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark, that the Director of the Department of Parks and Public Property be and is hereby authorized to enter into an agreement with the New Jersey Flower Show Committee for rental of the Centre Market, excepting parts now presently leased and occupied, for period from March 25th to April 1, 1939, with right of entry to prepare for Show on or after March 21st, at a rent of Six hundred dollars (\$600.00) for the period, the terms of the agreement to be as provided by the Director and in form approved by the Law Department.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Department of Parks and Public
Property

Newark, N. J., March 1st, 1939.

Mr. H. S. Reichenstein,
City Clerk, City Hall,
Newark, New Jersey.

Re: Newark Housing Authority

Dear Mr. Reichenstein:—

I acknowledge receipt of your letter of February 24th, with reference to an appointment to fill a vacancy on the Newark Housing Authority. I wish to inform you that I will not fill the position.

Yours very truly,
Jos. M. Byrne, Jr.

Director of Parks and Public
Property.

Ordered filed.

Mayor Ellenstein offered the following resolution:

BE IT RESOLVED by the Board of Commissioners of the City of Newark that Frank G. Maguire be and he is hereby appointed a member of the Housing Authority of the City of Newark, to fill the unexpired term of Michael A. Stavitsky, resigned.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

Commissioner Franklin offered the following resolution:

BE IT RESOLVED by the Board of Commissioners of the City of Newark that Arthur C. Gillette be and he is hereby appointed a member of the Housing Authority of the City of Newark, to fill the unexpired term of John J. Towey, resigned.

Pearce R. Franklin
M. Ellenstein
M. P. Duffy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioners Byrne and Murphy not voting.

Mayor Ellenstein offered the following resolutions:

WHEREAS, the Board of Commissioners have this date adopted an ordinance to annex certain land heretofore situate in Belleville, N. J., under and by virtue of R. S. 40: 43-26 to 36 and 39; and

WHEREAS, it is required that three Commissioners be appointed by each municipality, the six to meet on Monday following the date annexation takes effect, and to meet at the municipal building of the municipality to which the territory shall have been annexed (City Hall, Newark) at ten o'clock in the forenoon," * * * and shall then and there, or as soon thereafter as may be, proceed to state an account of all the property, real and personal, all debts, dues and demands, all judgments, recognizances and claims and all liens, actions and rights of action belonging to the municipality of which the annexed territory formerly formed a part, and to state the fair value of the same to such municipality. They shall also state an account of all the debts outstanding of such municipality, and the proper proportion or share to be borne and paid by the municipality to which such territory shall have been annexed, and the methods in and times at which payment thereof should be made."

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the following named, to wit, L. Dudley Coles, Alfred L. Swain, Thomas M. Kane, be and they are hereby a Committee of three to represent The City of

Newark in the above stated matter and to meet with the Committee of three from the Town of Belleville, as in law required, and for the purpose hereinbefore set forth.

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

Mayor Ellenstein: How about Mr. Lane?

Commissioner Franklin: He is not home yet.

Commissioner Duffy: I am in favor of it as long as the present staff takes care of the preliminary work.

Mayor Ellenstein: Well, they are doing that now in all its details.

(Commissioner Franklin left the room in order to telephone to Mr. Lane.)

Mayor Ellenstein: While we are waiting, I might say to the Commissioners that there is a committee of the St. Patrick's Day parade which would like to see the Commissioners here for a few moments.

A Voice: Privately.

Mayor Ellenstein: Yes, privately after the City Commission meeting, particularly so the Irish members of the Commission.

Commissioner Franklin: Mr. Lane said he is not doing this for what is in it; that you asked him to do it and he would be very happy to do it, and he will take whatever the City Commission is willing to give him.

Mayor Ellenstein: He says he is not doing it for what is in it, he is doing it because I have asked him to do it and that he will take whatever the Commission decides to give

him. That is not too much, is it? So if the Commission decides to give him nothing he will take that. That is the impression he gave me. I know he is wholeheartedly in sympathy with the taxpayers of the City and he said it was an injustice that was being perpetrated upon the taxpayers of Newark. And I think he is the ideal man; he would be of more forceful consequence than any individual who could possibly go down there.

Mr. Max Littman: We ought to give a vote of thanks to Merritt Lane for what he is going to do.

Mayor Ellenstein: Wait until we see what results he gets.

Mr. Littman: I suggest \$5,000 if he wins, and if he loses he should get nothing.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, the State of New Jersey and The City of Newark are in disagreement in the matter of payment of a part of the cost of Route No. 21 within The City of Newark and claims alleged by The City of Newark to be properly due the City from the State; and

WHEREAS, the State Legislature has enacted a law by force of which the State provides that where the municipality is indebted to the State, in contract, for highway or road work or improvements such indebtedness shall be treated as a temporary offset against any claim the municipality may have against the State arising out of emergency relief expenditures; and

WHEREAS, it is further provided by act of the Legislature that negotiations may be entered into by the City with the State for an adjustment of such claims; and

WHEREAS, the right of The City of Newark is a proper matter for negotiation and determination in manner provided in law; and

WHEREAS, it is deemed for the best interests of the City of have special counsel represent the City in the said negotiations and proceedings;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that Merritt Lane, Counsellor-at-Law, be and he is hereby appointed special counsel to represent The City of Newark in the aforesaid matter between the State and the City.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

Mayor Ellenstein: And the understanding is Mr. Lane will take what the Commission will give him, and he does it out of consideration of the taxpayers of Newark because requested by a representative of the City Commission and the taxpayers of the City of Newark.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioners Byrne and Murphy not voting.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the

said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Oscar Berkowitz (Defiance Building & Loan Assn., and Commonwealth Building & Loan Assn., owners); for the establishment and operation of an automobile parking station; premises 196-200 Mulberry Street; same to be operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application? Are there any objectors?

Mr. Rankin: We had a letter of objection from the owner of these properties across on Lafayette Street in the rear of the fire house, but he did not appear.

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein,

The following communication was received and read:

Board of Adjustment

Newark, N. J., February 28, 1939.
The Board of Commissioners
of The City of Newark.
Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*558-560 South Tenth Street;
Real Estate Management, Inc.; renewal of permit for automobile parking station; such use to be limited to the period of two years ending February 21, 1941;

219-231 Mulberry Street; Federal Parking Co.; the establishment and operation of an automobile parking station in a 1st industrial district; such use to be limited to the period of one year.

Respectfully submitted,

Board of Adjustment.
R. B. Rankin, Secretary.

(These matters to be heard by the Board of Commissioners at its meeting of March 1, 1939.)

Received, copy to be sent to each commissioner and further action postponed to March 8, 1939.

The City Clerk: One of these is a renewal and can be disposed of under a suspension of the rules.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in this case.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Real Estate Management, Inc. (National Commercial Title and Mortgage Guarantee Co., owner); for the renewal of permit for automobile parking station; premises 558-560 South Tenth Street; such use to be limited to the period of two years ending February 21, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: Mr. Rankin, secretary of the zoning board, informs me the other matter is a building operation; there were no objectors. I will entertain a motion that the rules be suspended in this case.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Federal Parking Co., (City of Newark, owner); for the establishment and operation of an automobile parking station in a 1st industrial district; premises 219-231 Mulberry Street; same to operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period of one year;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who wishes to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Law Department

Newark, N. J., March 1, 1939.

Mr. Harry S. Reichenstein,
City Clerk,
City Hall.

Dear Mr. Reichenstein:

Your letter to Corporation Counsel James F. X. O'Brien relative to the request of the Peejay Corporation for permission to sub-let a portion of the premises leased to it by the City of Newark, has been referred to me.

Be advised that paragraph 12 of the lease executed on the 14th day of July between the City of Newark and the Peejay Corporation prohibits the assignment of the said lease or the underletting of the premises or any part thereof without first obtaining the written consent of the City.

It is necessary therefore for the City of Newark to consent to the proposed sub-letting in accordance with

the provisions of paragraph 12, before the Peejay Corporation may sub-let any portion of the leased premises.

The City Commission should not be a party in the assistance of tax evasion where tax evasion solely is sought by the applicant or lessee.

The facts set forth in your letter leads me to the opinion that the savings in the payment of Unemployment and Social Security taxes will be incidental to the sub-letting. This fact does not necessarily carry with it a moral obligation on the part of the City to deny the request for permission to sub-let.

The City may, therefore, legally and morally grant the request for permission to sub-let a portion of the leased premises.

Yours very truly,
Joseph B. Sugrue,
Assistant Corporation Counsel.

James F. X. O'Brien,
Corporation Counsel.

Ordered filed.

Commissioner Duffy: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.
Approved:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
MICHAEL P. DUFFY
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. E. REICHENSTEIN,
City Clerk.

Newark, N J , March 8, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M.

Director Murphy appeared and because of a lack of quorum adjourned the meeting to 4:30 P. M.

* * * *

Newark, N. J., March 8, 1939.

An Adjourned meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 4:30 P. M.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioner Duffy.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

The Clerk then read the minutes of the previous meeting down to and including the ordinance providing for the issuance of \$200,000 Street Improvement Bonds.

Commissioner Franklin moved that the minutes as read be approved.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced

the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to amend an ordinance entitled "An Ordinance to limit the number of plenary retail consumption licenses and plenary retail distribution licenses to sell alcoholic beverages at retail in The City of Newark, and to regulate the renewing and transferring of plenary retail consumption licenses and plenary retail distribution licenses to sell alcoholic beverages at retail in The City of Newark," adopted May 4 1938.

The Board of Commissioners of The City of Newark Do Ordain:

Section 1. That Section 1 of an ordinance entitled: "An Ordinance to limit the number of plenary retail consumption licenses and plenary retail distribution licenses to sell alcoholic beverages at retail in The City of Newark, and to regulate the renewing and transferring of plenary retail consumption licenses and plenary retail distribution licenses to sell alcoholic beverages at retail in The City of Newark," adopted May 4, 1938, be and the same is hereby amended to read as follows:

"Section 1. (a) No plenary retail consumption license shall be granted hereafter unless and until the number of such licenses issued and outstanding shall be less than one thousand (1,000), except as hereinafter set forth."

"(b) No plenary retail distribution license shall be granted when the number of such licenses issued and outstanding shall exceed one

ed and eighty-eight (188), except as hereinafter set forth."

Section 2. That Section 5 of aforesaid ordinance be and the same is hereby amended to read as follows:

"Section 5. No plenary retail distribution license, excepting renewals for the same premises as have heretofore been licensed, and transfers from person to person, shall be transferred to another premises within a distance of seven hundred and fifty (750) feet from an existing licensed premises covered by a plenary retail distribution license. In the event a licensee desires to transfer to another premises he shall be permitted to do so within seven hundred and fifty (750) feet of the premises wherein he is located at the time of such transfer. He shall comply with the provisions aforementioned when transferring to premises more than seven hundred and fifty feet from the premises from which a transfer is sought."

This ordinance shall become effective upon adoption and publication and in manner required by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that March 22nd, 1939, at 11 A. M. Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduc-

tion and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Ninety-six Dollars and Sixty Cents (\$96.60) be and the same is hereby appropriated to persons named on annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Tax Board\$96.60

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Thousand Eight Hundred Forty-five Dollars and Thirty-six Cents (\$6,845.36) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 305.44
Comptroller's Office	195.24
Auditor's Office	315.26
Treasurer's Office	5.00
Tax Receiver	49.41
Personal Tax Arrears	52.52
District Courts	722.67
Tax Revaluation Project	
No. 5406-7—Reserve for	
Liabilities	70.44

Reserve for Overpayments	
Comptroller's Office	4,692.22
1939 Taxes	106.21
Revenue and Finance Project—W. P. A. 50-70-7	
Reserve for Liabilities	185.16
Tax Board	145.79
	<hr/>
	\$6,845.36

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-six Thousand Seven Hundred Seventy-eight Dollars and Eighty-two Cents (\$26,778.82) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions Prior Years	
Taxes	\$ 26,778.82

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Twenty-three Dollars and Ninety-seven Cents (\$523.97) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and

claims of the Department of Public Safety, as follows:

Director's Office	\$ 15.00
Night Police Court	25.00
Department of Central Purchase	139.89
Municipal Board of Alcoholic Beverage Control	85.61
License Division	147.65
Building Division	51.71
Electrical Division	59.11
	<hr/>
	\$523.97

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Forty-four Dollars and Twenty-five Cents (\$44.25) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:
Reserve for liabilities

(Convalescent Hospital)	\$44.25
-------------------------	---------

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of

Five Thousand, One Hundred Forty-six Dollars and Twenty-one Cents (\$1,146.21) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Public Outing (Camp Newark)	\$ 44.41
City Hospital Alterations	3,060.70
City Cundries	1,800.00
Board of Adjustment	129.25
Director's Office	51.85
Public Outing	60.00
	<hr/>
	\$ 5,146.21

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand Six Hundred Seventy-four Dollars and Eighty-eight Cents (\$1,674.88) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Reserve for Liabilities
(Administration of Relief) \$1,674.88

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Bryne offered the following resolutions:

RESOLVED: By the Board of Commissioners of the City of Newark that the sum of Three Thousand, Four Hundred Twenty-one Dollars and Seventy Cents (\$3,421.70) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending March 1st and March 4th, 1939, as follows:

Shade Tree	\$ 2,141.70
Public Buildings	1,280.00
	<hr/>
	\$ 3,421.70

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-five Thousand Dollars (\$55,000.00) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Free Library	\$ 45,000.00
Newark Museum	10,000.00
	<hr/>
	\$ 55,000.00

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Thirty-six Thousand, Seven Hundred Eighty-nine Dollars and Ninety-seven Cents (\$36,789.97) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, Weekly Payroll,
Period Ending March 1, 1939:

Newark Airport	\$ 3,494.85
Bureau of Motors	2,653.95
Bureau of Streets	1,397.83
Bureau of Sewer	832.97
House Sewer Connections..	503.13
Bureau of Street Cleaning	18,109.97
Street Construction	517.63
Bureau of Docks	730.00
Bureau of Water	8,549.64
	<hr/>
	\$ 36,789.97

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Forty-two Dollars and Thirty-two Cents (\$342.32) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$ 99.00
-------------	----------

Docks	17.12
Newark Airport	60.13
Director's Office	2.25
Sewers	19.81
City Planning (WPA Project 5358-7)	36.81
Surveys	4.80
Street	39.63
Newark Labor Relations Board	18.78
Street Cleaning	26.84
Public Lighting	17.15
	<hr/>
	\$342.32

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Thousand, Two Hundred Eighty-seven Dollars and Seventy-six Cents (\$6,287.76) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Project 3531-7)	\$ 4,888.53
Sewer Construction (WPA Project 601)	337.04
Sewer Construction (WPA Project 601)	410.00
Sewer Construction (WPA Project 4813)	576.56
Sewer Construction (WPA Project 4813)	75.63
	<hr/>
	6,287.76

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nine Hundred Ninety-one Thousand, Four Hundred Two Dollars and Thirty-three Cents (\$991,402.33) be and the same hereby is appropriated to persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$991,402.33

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seventeen Thousand, Two Hundred Thirty-eight Dollars and Seventy Cents (\$17,238.70) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Newark Labor Relations Board	\$ 39.88
Reserve for Uncompleted Contracts (Streets	16,370.00
City Clerk's Office	316.87
City Sundries	30.00
Contingent	100.00
Care and Relief of Indigent Children	381.95

\$ 17,238.70

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Sixty-five Dollars and Seventy Cents (\$65.70) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Planning (WPA Project No. 5358-7)\$65.70

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand, Two Hundred Fifteen Dollars and Twenty-five Cents (\$1,215.25) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water WPA Project 649....\$	180.25
Water WPA Project 4533	122.50
Water WPA Project 5046	247.50
Water WPA Project 5046	200.00
Water WPA Project 5249	465.00

\$ 1,215.25

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, the Board of Commissioners desires to provide for the renewal of certain outstanding bond anticipation notes, NOW, THEREFORE,

BE IT RESOLVED By the Board of Commissioners of the City of Newark that there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance providing for the issuance of bonds of The City of Newark to finance the cost of replacing the existing timber decking on the Haynes Avenue (Doremus Avenue) Bridge by composite steel and concrete, and of reinforcing the steel structure of said bridge," adopted by the Board of Commissioners on the 6th day of October, 1937, bond anticipation notes of the City of Newark of the aggregate principal amount of \$90,000 for the purpose of renewing \$90,000 Bond Anticipation Notes heretofore issued pursuant to said ordinance and payable on the 16th day of March, 1939.

FURTHER RESOLVED, That each of the notes to be issued pursuant to this resolution shall be dated on or about the date of its issuance and shall be payable not more than six months after its date, and shall bear interest at a rate which shall not exceed six per centum (6%) per annum.

FURTHER RESOLVED, That each of said notes shall be signed by the

Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

FURTHER RESOLVED, That the power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

FURTHER RESOLVED, That said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Board of Commissioners desires to provide for the renewal of certain outstanding bond anticipation notes: NOW, THEREFORE,

BE IT RESOLVED By the Board of Commissioners of the City of Newark that there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance providing for the issuance of \$500,000 Public Improvement Bonds of The City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners on the 9th day of November, 1938, bond anticipation notes of the City of Newark of the aggregate principal amount of \$50,000 for the purpose of renewing \$50,000 Bond Anticipation Notes heretofore issued pursuant to said ordinance and payable on the 27th day of March, 1939.

FURTHER RESOLVED, That each of the notes to be issued pursuant to this resolution shall be dated on or about the date of its issuance and shall be payable not more than six months after its date, and shall bear interest at a rate which shall not exceed six per centum (6%) per annum.

FURTHER RESOLVED, That each of said notes shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

FURTHER RESOLVED, That the power to determine any matter with respect to said notes not determined by this resolution, and also the power

to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

FURTHER RESOLVED, That said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Board of Commissioners has heretofore adopted the ordinances hereinafter described, and the Board of Commissioners desires to make further provision for the issuance of the Bond Anticipation Notes authorized by said ordinances: NOW, THEREFORE,

BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance providing for the issuance of \$125,000 Municipal Airport Bonds of the City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of

such bonds," adopted by the Board of Commissioners on September 7, 1938, Bond Anticipation Notes of said City of the aggregate principal amount of \$125,000, for the purpose of renewing \$125,000 Bond Anticipation Notes heretofore issued pursuant to said ordinance and payable on the 30th day of March, 1939.

FURTHER RESOLVED, that there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance providing for the issuance of \$125,000 Sewer Bonds of the City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners on August 31, 1938, Bond Anticipation Notes of said City of the aggregate principal amount of \$125,000, for the purpose of renewing \$125,000 Bond Anticipation Notes heretofore issued pursuant to said ordinance and payable on the 30th day of March, 1939.

FURTHER RESOLVED, that there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance providing for the issuance of \$200,000 Water Bonds of the City of Newark and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners on August 31, 1938, Bond Anticipation Notes of said City of the aggregate principal amount of \$200,000, for the purpose of renewing \$200,000 Bond Anticipation Notes heretofore issued pursuant to said ordinance and payable on the 30th day of March, 1939.

FURTHER RESOLVED, that there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance providing for the issuance of bonds of the City of Newark for the purpose of enlarging and extending the sanitary and storm water sewer system of said City," adopted by the Board of Commissioners on October 6, 1937, Bond Anticipation Notes of said City of the aggregate principal amount of \$50,000, for the purpose of renewing \$50,000 Bond Anticipation Notes heretofore issued pursuant to said ordinance and payable on the 30th day of March, 1939.

FURTHER RESOLVED, that there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance providing for the issuance of bonds of the City of Newark for the purpose of resurfacing public streets and roads in said City," adopted by the Board of Commissioners on October 6, 1937, Bond Anticipation Notes of said City of the aggregate principal amount of \$200,000, for the purpose of renewing \$200,000 Bond Anticipation Notes heretofore issued pursuant to said ordinance and payable on the 30th day of March, 1939.

FURTHER RESOLVED, that there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance providing for the issuance of \$250,000 Street Improvement Bonds of The City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners on August 23, 1938, Bond Anticipation Notes of said City of the aggregate principal amount of \$250,000, for the purpose of renewing \$250,000 Bond Anticipation Notes heretofore issued pursuant to said ordinance and payable on the 30th day of March, 1939.

FURTHER RESOLVED, that there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance

providing for the issuance of bonds of The City of Newark for the purpose of constructing watermain in certain public streets and roads in said City," adopted by the Board of Commissioners on August 23, 1938, Bond Anticipation Notes of said City of the aggregate principal amount of \$85,000, for the purpose of renewing \$85,000 Bond Anticipation Notes heretofore issued pursuant to said ordinance and payable on the 30th day of March, 1939.

FURTHER RESOLVED, that each of the notes to be issued pursuant to this resolution shall be dated on or about the date of its issuance and shall be payable not more than six months after its date, and shall bear interest at a rate which shall not exceed six per centum (6%) per annum.

FURTHER RESOLVED, that each of said notes shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with the law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

FURTHER RESOLVED, that the power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

FURTHER RESOLVED, that said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that the following named person be and he is hereby appointed Constable of the City of Newark, for the term expiring December 31, 1939:

Charles O'Connor, Jr., 59 Lincoln Avenue.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, by the Board of Commissioners of The City of Newark that the attached resolution of the Board of Commissioners of the Town of Belleville, New Jersey, adopted February 28, 1939, be and the same is hereby ordered spread upon the minutes of this meeting, and the said attached resolution be filed in the office of the City Clerk.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

Mayor Williams.

WHEREAS, the Board of Commissioners by resolution adopted February 14th, 1939, did consent to the annexation of certain territory in the Town of Belleville by The City of Newark, under and by virtue of R. S. 40:43-26 to 36 and 39; and

WHEREAS, the City of Newark will by ordinance to be finally adopted by the Board of Commissioners of The City of Newark on March 1, 1939, annex said territory; and

WHEREAS, The City of Newark shall be liable to pay a proper proportion of the bonded and other indebtedness of the Town of Belleville, ascertained in manner provided by law; and

WHEREAS, it is required that each municipality appoint three Commissioners to proceed to determine the amount, and to meet at ten o'clock in the forenoon, at the City Hall, Newark, on the Monday following the annexation;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Town of Belleville that the following persons; Mayor William H. Williams, John F. Coogan, Jr., and Matthew J. Sheehan, are hereby appointed a committee of three to represent the Town of Belleville and to meet with the Committee of three to be appointed by The City of Newark at the time and place hereinbefore stated and for the purposes above set forth and in law required.

William H. Williams,
William D. Clark,
Patrick A. Waters,
Joseph King,
Louis A. Noll,
Commissioners.

Adopted, February 28th, 1939.

Attest: Florence R. Morey,
Town Clerk.

Approved as to form:
Lawrence E. Keenan,
Town Attorney.

Certified True Copy,
Florence R. Morey,
Town Clerk.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

BE IT RESOLVED, by the Board of Commissioners of The City of Newark that Resolution No. 4205, adopted February 1, 1939, be and the same is hereby rescinded.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Newark Tidewater Terminal, Inc., and the Portside Manufacturing and Storage Co., Inc., have entered into a lease for approximately 67,200 square feet of space in Warehouse No. 7, comprising all of Sections F. G. and H, (and more particularly indicated on a diagram annexed to the proposed lease between the Newark Tidewater Terminal, Inc. and the Portside Manufacturing and Storage Co. Inc.) for a period of six years from April 1, 1939, with an option to renew said lease for an additional term of six years and five months from April 1, 1945; and

WHEREAS, the Newark Tidewater Terminal, Inc., has agreed in its lease with the Portside Manufacturing and Storage Co., Inc., to make certain repairs and alterations to the premises therein leased; and

WHEREAS, it is represented by the Portside Manufacturing and Storage Co., Inc. that the first year's rental, amounting to fourteen thousand four hundred forty-eight dollars (\$14,448.00) will be used to make the repairs in accordance with the lease executed between the Newark Tidewater Terminal, Inc. and the Portside Manufacturing and Storage Co. Inc.; and

WHEREAS, the Portside Manufacturing and Storage Co., Inc. contemplates the employment of about 200 bona fide residents of The City of Newark in connection with the operation of its business; and

WHEREAS, the lease between The City of Newark and the Newark Tidewater Terminal, Inc. contains a provision that after eighteen months the said lease may be cancelled by either party upon six months' notice; and

WHEREAS, the Portside Manufacturing and Storage Co., Inc. desires to continue the occupancy of the contemplated leased premises for the full period specified in the proposed lease between the Newark Tidewater Terminal, Inc. and the Portside Manufacturing and Storage Co., Inc.; and

WHEREAS, in view of the above mentioned, the Board of Commissioners of The City of Newark believe it will be to the best interest of The City of Newark to have the Portside Manufacturing and Storage Co., Inc. locate its business in Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the Director of the Department of Public Affairs and the City Clerk be and they

are hereby authorized and empowered to enter into an agreement with the Portside Manufacturing and Storage Co., Inc., in accordance with the terms and conditions of the agreement hereto attached and made part of this resolution.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

BE IT RESOLVED by the Board of Commissioners of The City of Newark that Resolution No. 4309, adopted by this Board on February 23, 1939, be and the same is hereby rescinded.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Application having been made by Eswell Kemp, Inc., for a Cemetery Permit for premises known as No. 619 South Orange Avenue, Newark, N. J., being a parcel of land fronting on South Orange Avenue, approximately 20 feet and having a depth on its easterly line of approximately 131.79 feet, and a depth on its westerly line of approximately 139.08 feet, and a rear dimension of 45.30 feet; and

WHEREAS, it further appears that said plot is entirely surrounded by other cemetery lands, and that said

land is properly graded and appropriate for the purpose; and

WHEREAS, it further appears that the Department of Health of the City of Newark has approved the use of the land for the purpose aforesaid, as appears by consent of said Department, under date of February 14, 1939;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of The City of Newark that the application for permit to use said property for Cemetery Purposes be and the same is hereby granted to said Eswell Kemp, Inc.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, it was necessary to remove by acetylene torch one large safe on the first floor, City Hall; and

WHEREAS, the Director of the Department of Parks and Public Property did receive informal bids for the work of destroying and removing the debris; and

WHEREAS, he did engage Rodgers & McSweeney Company, General Contractors, of 343 High Street, the City, the lowest responsible bidder, in the amount of Fifty-two dollars (\$52.00) to do the work;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the action

of the Director of the Department of Parks and Public Property in contracting with Rodgers & McSweeney Company for the removal of one safe for Fifty-two dollars (\$52.00) be and the same is hereby approved.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, Greater Newark Lodge 963, I. B. P. O. E. W. of No. 28 Beacon Street, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Control of City of Newark, on August 17, 1938, for a Club License, and did deposit the sum of one hundred and thirty-three dollars and fifty-six cents (\$133.56) with the Clerk of the said Board at the time of filing the said application; and

WHEREAS, on February 10, 1939, the applicant, Greater Newark Lodge 963, I. B. P. O. E. W., with drew its application; and

WHEREAS, the Greater Newark Lodge 963, I. B. P. O. E. W. is now entitled to a refund of the application fee, less ten per centum (10%) for expenses, relative to the investigation of said application; and

WHEREAS, the Greater Newark Lodge 963, I. B. P. O. E. W. is now entitled to a refund of the sum of one hundred and twenty dollars and twenty cents (\$120.20);

THEREFORE BE IT DESOLVED,

by the Board of Commissioners of the City of Newark, that the sum of one hundred and twenty dollars and twenty cents (\$120.00) be and the same is hereby ordered paid to the said Newark Lodge 963, I. B. P. O. E. W. and the Director of the Department of Revenue and Finance is hereby authorized and directed to pay same to the above named applicant.

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Millwork for the Department of Public Safety.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering materials listed below, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark, that the contract for furnishing and delivering said materials to the City of Newark, be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said materials;

C. R. DANIELS, INC.,
Newark, N. J.

(Public Affairs)

Approx. 4 dozen 14 foot x 18 foot canvas covers @ \$183.24 dozen.

Approx. 1 dozen 10 foot x 10½ foot canvas covers @ \$107.40 dozen.

Approx. 3 dozen 14 foot y 16 foot canvas covers @ \$170.40 dozen.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of one hundred (\$100.) dollars be and the same hereby is appropriated from funds of the Newark Labor Relations Board to Allan Weisenfeld for research and statistical services rendered by him for the period February 1st to 14th, 1939, inclusive.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting

Commissioner Byrne offered the following resolution:

RESOLVED, By the Board of Commissioners of the City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the first half of March, 1939, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Walter Dickerman has been temporarily appointed as Watchman at a salary of \$1,200.00 per annum, effective March 3rd, 1939.

Josephine Nester has been temporarily appointed Telephone Operator at a salary of \$20.00 per week, effective as of March 7th, 1939.

Mr. Dickerman and Miss Nester are not new appointees but have been appointed for relief work for a short period of time.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Meyer C. Ellenstein,

Director of the Department of Public Affairs, desires to file with the United States Works Progress Administration, a project application to construct, erect and letter 100 signboards for the City of Newark; and

WHEREAS, the contribution requested of the United States Works Progress Administration for said project amounting to \$35,897.00 is contingent upon the expenditure of \$11,403.00 by the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the Director of the Department of Public Affairs is hereby authorized to expend the sum of \$11,403.00 for the purpose aforesaid.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., March 7, 1939.

The Board of Commissioners of
The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-59 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*1-11 Centre Street; Robert Treat Garage; renew of permit for automobile parking station; such use to be limited to the period of one year ending February 16, 1940;

687 South Fourteenth Street; Bu-rack Oldsmobile Co., Inc.; in a 2nd business district; the establishment and operation of an automobile sales station; same to be established in conformity with the plans and applications filed with this Board; such use to be limited to the period ending one year from date of approval by the Board of Commissioners;

56-58 Lafayette Street; Battery Park Co.; in a 2nd business district the establishment and operation of an automobile parking station; same to be operated and maintained in conformity with the rules of this Board; such use to be limited to the period ending one year from date of approval by the Board of Commissioners. (No objectors).

Respectfully submitted,
Board of Adjustment.

R. B. Rankin, Secretary.

(The above matters to be heard by the Board of Commissioners at its meeting of March 8, 1939.)

Received, copy to be sent to each commissioner and further action postponed to March 15, 1939.

The City Clerk: There are three matters, one of which is a renewal and be disposed of at this time under a suspension of the rules.

Commissioner Franklin: I move the rules be suspended in the matter of the application of Robert Treat Garage for renewal of a permit for an automobile parking station.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Robert Treat Garage (Pennsylvania Railroad Company, owner;) for the renewal of permit for automobile parking station; premises 1-11 Centre Street; such use to be limited to the period of one year ending February 16, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne,

Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The other two matters will take the usual course and come before the Commission one week from today on March 15.

REPORTS OF CITY OFFICERS

The following reports of City Officers were received and ordered filed:

Superintendent of Weights and Measures for February, 1939.

Department of Buildings for February, 1939.

Clerk of First District Court for February, 1939.

Clerk of Second District Court for February, 1939.

Superintendent of Alms House for February, 1939.

City Clerk (2) for February, 1939.

Thomas F. Guthrie, Chief Clerk, 1st Criminal Court, for February, 1939.

Thomas F. Guthrie, Chief Clerk, Night Police Court, Traffic for February, 1939.

Charles F. J. McGovern, Clerk 2nd

Criminal Court, Part 1, for February, 1939.

Charles F. J. McGovern, Clerk 2nd Criminal Court, Part 2, for February, 1939.

Robert J. Beckley, Clerk 3rd Criminal Court, for February, 1939.

Elizabeth S. Lewis, Clerk of Family Court, for February, 1939.

City Treasurer for February, 1939.

Comptroller for February, 1939.

City of Newark, New Jersey
Department of Revenue and Finance

March 1, 1939

To the Honorable
The Commissioners of
The City of Newark, N. J.

Gentlemen:

In accordance with the Act of the Legislature entitled "A further supplement of the Act entitled 'An Act to amend and revise the charter of the City of Newark, N. J.' approved February 22, 1866" I herewith present a statement of the receipts and disbursements for the month of February, 1939:

RECEIPTS

Cash on hand January 31, 1939	\$ 7,054,425.95	
Received from Comptroller February.....	5,015,305.58	
		<hr/> \$12,069,731.53

DISBURSEMENTS

By Warrant	\$ 4,330,876.67	
Without Warrant	9,191.80	
Returned Checks	9,368.14	
Trans. to 1939 Relief Acct.	500,000.00	
Trans. to WPA Sewing Project	14,250.00	
		<hr/> 4,863,686.61

ash on hand February 28, 1939 \$ 7,206,044.92

Respectfully,

Vincent J. Murphy,
Director of Revenue and Finance.
By Joseph J. Kroehl.

REPORT OF CASH COLLECTED BY TAX RECEIVER

February, 1939

1939 Real Estate Tax	\$ 3,406,143.75	
Less discounts	4,373.04	
	<hr/>	\$ 3,401,770.71
1939 Personal Tax	724,548.35	
Less discounts	547.49	
	<hr/>	724,000.86
Refund account 1939 Tax		106.21
N. G. checks redeposited account 1939 Tax		9,854.87

Personal Arrears:

1938 Tax	39,180.03	
1937 Tax	14,229.28	
1936 Tax	4,617.20	
1935 Tax	1,949.30	
1934 Tax	294.07	
1933 Tax	62.28	
1932 Tax	55.79	
1931 Tax	31.65	
1930 Tax	16.88	
	<hr/>	60,436.48

Real Estate Arrears and Assessments—"Regular":

1938 Tax	330,004.70	
1937 Tax	59,239.29	
1936 Tax	21,339.31	
1935 Tax	6,633.61	
1934 Tax	3,579.60	
1933 Tax	254.83	
1932 Tax	334.68	
1931 Tax	276.21	
	<hr/>	421,662.23

Street Opening Assessment:

New Street	\$ 10.20	
Raymond Plaza	247.80	
	<hr/>	258.00

Street Paving Assessment:

Van Buren Street	52.70	
Walnut Street	9.55	
Lake Street	158.60	
Florence Avenue	1.00	
Homestead Park	5.00	
		<hr/>
		226.85

Sewer Assessments:

Queen Street	13.60	
Pennsylvania Ave. and Gillette Pl.	1.45	
		<hr/>
		15.05
House Sewer Connections		258.91
Water Service Connections		420.51
Shade Tree		15.00
Snow Removal		30.59
Demolition		23.00
Sidewalks		40.46
		<hr/>
		1,288.37

Real Estate Arrears and Assessments — "T/S Liens"—

1938 Tax	613.13	
1937 Tax	2,328.32	
1936 Tax	1,830.27	
1933 Tax	3,586.48	
1934 Tax	3,110.48	
1933 Tax	1,602.64	
1932 Tax	1,532.59	
1928 Tax	14.77	
1931 Tax	128.50	
T/S Cert. Interest—Costs	331.26	
		<hr/>
		15,078.44

Street Opening Assessment:

Raymond Plaza	11.85	
Jackson Street	72.35	
		<hr/>
		84.20

Street Paving Assessment:

Bergen Street	14.77	
		<hr/>
		98.97

Miscellaneous Revenue Anticipated:

Sewers (D. P. A.)	20.00
Convalescent Hospital	90.62
Department of Health	1,354.50
Public Baths	844.32

ospital	1,944.27
Farmers' Market Rent	416.66
Miscellaneous Rents	2,535.33
Shade Tree	5.00
Bill-board Fees	2,971.29
Passaic Valley Sewer Maintenance	26,221.33
Army Base Rental	8,333.33
Market Plaza Lease	6,250.00
Centre Market Rents	1,174.00
City Hall Parking	225.00
Green and Franklin Rents	150.00
Income from Foreclosed Property	85.00
Jitney Tax	24,821.73
Public Library	2,750.05
Tax Searches	600.00
Franchise Tax	1,081.46
Gasoline Tax Refund	2,524.44
Fire Department	1,240.00
Dog Licenses	3,552.00
General Licenses	10,642.24
Liquor Licenses	475.00
City Clerk Fees	626.30
Police Courts	6,288.30
District Courts	2,927.30
Building Permits	663.68
Electrical Permits	757.31

Interest Costs:

1939 Real Estate Tax	736.38
1939 Personal Tax	60.71
R. E. Arrears & Assess.	29,170.54
Personal Arrears	4,153.42
	<u>34,121.05</u>

145,691.51

Miscellaneous Revenue Not Anticipated:

Board of Adjustment	155.51
Alms House	6.64
Ivy Hill Power Plant	276.00
Police Department	112.61
Smoke Abatement	164.00
Poll Tax	27.00
Street Cleaning	49.16
Street (repairs)	10.00
Other Sources	49.86
	<u>850.78</u>

850.78

Dedicated Revenue:

Outdoor Poor	537.94
Weights and Measures	198.50
Water Rents	198,323.13

Streets	1,384 42	
Street Cleaning	102.76	
House Sewers	120.00	
Docks	4,293.58	
Airport	9,821.00	
		<hr/>
		214,781.33

General Accounts:

Payroll Refund, Police Department.....	16.13	
Emergency Relief—Administration	74.52	
		<hr/>
		90.65
No. 200 Washington Street		833.33
Estate of H. C. Jones		11.13
Redemptions		18,748.21
School Account		6,828.12
Emergency Relief—Special		841.95
		<hr/>
Total Cash Collected		5,022,974.15
Plus Additional Deposit to Adjust January		1.50
		<hr/>
Total Deposited in Banks		\$5,022,975.65

Vincent J. Murphy,

Director of Revenue and Finance.

Commissioner Franklin: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Approved:

M. C. ELLENSTEIN
VINCENT J. MURPHY,
JOS. M. BYRNE, JR.
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. Y.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., March 15, 1939

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M.

Director Murphy appeared and because of a lack of quorum adjourned the meeting to 4:30 P. M.

* * * *

Newark, N. J., March 15, 1939.

An Adjourned meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 4:30 P. M.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

The Clerk then read the minute of the previous meeting down to and including the resolution providing for the renewal of \$125,000 Airport Bonds.

Commissioner Franklin: I move that the minutes as read be approved.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced

the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

WHEREAS: The Board of Commissioners of the City of Newark believe that a majority of those who labor in the diversified industrial occupations of the City are in favor of an hour's daylight saving, and that it is beneficial for mental improvement and physical recreation.

THEREFORE, The Board of Commissioners of The City of Newark, Do Ordain:

1. That at 2 o'clock A. M. on the last Sunday in April, 1939, the standard time throughout the City of Newark shall be advanced one hour in all the departments of the municipality over which the Board of Commissioners have jurisdiction, except that where the time is fixed by any statute of this State, in which case the time shall be standard time as fixed by such statute, and at 2 o'clock A. M. on the last Sunday in September in the year 1939, such time shall be retarded one hour.

2. All ordinances and parts of ordinances inconsistent herewith be and the same are hereby repealed.

3. This ordinance shall take effect immediately.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that

March 29th, 1939, at 11 A. M. Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance to amend an re-enact the ordinance entitled "An Ordinance providing for the issuance of \$500,000 Public Improvement Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," adopted on the 9th day of November, 1939.

The Board of Commissioners of The City of Newark, Do Ordain that Sections 1 to 9, inclusive, of the ordinance entitled "An Ordinance providing for the issuance of \$500,000 Public Improvement Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners on the 9th day of November, 1938, are hereby amended to read as follows:

"Section 1. It is hereby determined and stated that it is necessary that the City of Newark shall raise money for the purpose of financing the cost

of constructing four swimming pools in the public parks or playgrounds known as Hayes Park East and Hayes Park West, and in the public playground abutting on Boylan Street, and upon property abutting on Clifton Avenue and owned by said City; and that said purpose is not a current expense of said City, and that it is necessary to finance said purpose by the issuance of obligations of said City, pursuant to the Local Bond Law of New Jersey, as hereinafter provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law that (a) the estimated maximum amount of money necessary to be raised from all sources for said purpose is \$965,000.00 of which \$315,000.00 has heretofore been contributed or is hereafter to be contributed in labor or materials by the Works Progress Administration of the United States of America; (b) the estimated maximum amount of money necessary to be raised by said City from all sources for said purpose is \$650,000.00, of which \$150,000 has heretofore been raised by the issuance of bonds of said City; (c) the maximum amount which is to be charged as a part of the cost of such purpose and which is necessary to finance interest on obligations issued to finance such purpose or to finance engineering or inspection costs and legal expenses, or to finance the cost of the issuance of such obligations, as provided in Section 40:1-55 of said Local Bond Law, is \$105,000; and (d) the estimated maximum amount of bonds or notes to be issued for said purpose is \$500,000.00, in addition to the bonds of the aggregate principal amount of \$150,000 heretofore issued for said purpose.

Section 3. Pursuant to Section 40:1-12 of said Local Bond Law, the sum of \$33,333.34 shall be included as a down payment to finance said purpose in the budget of said City for the fiscal year beginning January

1, 1939, in addition to any sums which may otherwise be required to be appropriated in said budget for the payment of interest on or any maturing principal of the obligations authorized to be issued by this ordinance.

Section 4. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding \$500,000.00 to be designated "Public Improvement Bonds," are hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 5. To finance said purpose, Bond Anticipation Notes of said City of an aggregate principal amount not exceeding \$500,000.00 are hereby authorized to be issued in anticipation of the issuance of said bonds, pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by said Local Bond Law. All matters with respect to said notes not determined by this ordinance shall be determined by resolution to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to the ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 6. It is hereby determined and declared that the period of use-

fulness of said purpose is a period of fifteen years, computed from the date of said bonds.

Section 7. No part of the cost of financing said purpose has been or is to be specially assessed against property specially benefited thereby.

Section 8. It is hereby determined and declared that the Supplemental Debt Statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 40: 1-76 of said Law, is increased by this ordinance by \$500,000.00, and that the issuance of said obligations is permitted by an exception to the debt limitations prescribed by said law, contained in Subdivision (d) of Section 40: 1-16 of said law.

Section 9. This ordinance shall take effect twenty days after the first publication thereof after final passage."

AND BE IT FURTHER ORDAINED that this ordinance shall take effect twenty days after the first publication thereof after final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that March 29th, 1939, at 11 A. M., or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance Changing the Establishing the width of the sidewalks of South Street from Broad Street to McCarter Highway and requiring the removal of Obstructions, projections, or encroachments thereon, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Duffy moved that the Public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the following ordinance be taken up on second reading:

An Ordinance Changing and Establishing the width of the sidewalks of South Street from Broad Street to McCarter Highway and requiring the removal of obstructions, projections, or encroachments thereon.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,

Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Duffy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the title of "An Ordinance Changing and

Establishing the width of the sidewalks of South Street from Broad Street to McCarter Highway and requiring the removal of obstructions, projections, or encroachments thereon," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance Changing and Establishing and width of the sidewalks of South Street from Broad Street to McCarter Highway and requiring the removal of obstructions, projections, or encroachments thereon.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented the following ordinance and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Clerk then read the ordinance at length:

An Ordinance providing for the issuance of \$200,000 Water Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The Board of Commissioners of The City of Newark Do Ordain as follows:

Section 1. It is hereby determined and stated that the Board of Commis-

sioners of The City of Newark proposes to enlarge the water supply system established and operated by said City, by the construction of additional water mains; that said purpose is not a current expense of said City, and that it is necessary to finance said purpose by the issuance of obligations of said City, pursuant to the Local Bond Law of New Jersey, as hereinafter provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law, that (a) part of the cost of said purpose, in labor and materials, is to be met by the Works Progress Administration of the United States of America; (b) the estimated maximum amount of money necessary to be raised from all sources for said purpose is Two Hundred and Five Thousand Dollars (\$205,000); (c) the maximum amount which is to be charged as a part of the cost of said purpose and which is necessary to finance interest on obligations issued to finance such purpose or to finance engineering or inspection costs and legal expenses, or to finance the cost of the issuance of said obligations, as provided in Section 40:1-55 of said Law, is Twenty Thousand Dollars (\$20,000.00); (d) Five Thousand Dollars (\$5,000) of the cost of said purpose is to be met from the down payment which is to be appropriated as hereinafter provided; and (e) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is Two Hundred Thousand Dollars (\$200,000).

Section 3. Pursuant to Section 40:1-12 of said Local Bond Law, the sum of Five Thousand Dollars (\$5,000) shall be included as a down payment to finance said purpose, in the budget of said City for the fiscal year beginning January 1, 1939, in addition to any sums which may otherwise be required to be appropriated in said budget for the payment of interest on or any maturing principal of the ob-

ligations authorized to be issued by this ordinance.

Section 4. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding Two Hundred Thousand Dollars (\$200,000), to be designated "Water Bonds, are hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 5. To finance said purpose, Bond Anticipation Notes of said City of an aggregate principal amount not exceeding Two Hundred Thousand Dollars (\$200,000) are hereby authorized to be issued in anticipation of the issuance of said bonds, pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by said law. All matters with respect to said notes not determined by this ordinance shall be determined by resolutions to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 6. It is hereby determined and declared that the period of usefulness of said purpose is a period of

forty years computed from the date of said bonds.

Section 7. No part of the cost of financing said purpose has been or is to be specially assessed against property specially benefited thereby.

Section 8. It is hereby determined and declared that the Supplemental Debt Statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 40: 1-76 of said Law, is increased by this ordinance by Two Hundred Thousand Dollars (\$200,000), and that the issuance of said obligations is permitted by an exception to the debt limitations prescribed by said Law, contained in Sub-division (d) of Section 40: 1-16 of said Law.

Section 9. This ordinance shall take effect twenty days after the first publication thereof after final passage.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Murphy moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Nays: Commissioner Byrne.

Commissioner Murphy moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

Section 7 declared open to amendment.

Section 8 declared open to amendment.

Section 9 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Murphy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

Commissioner Murphy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

Commissioner Murphy moved that the title of "An Ordinance providing for the issuance of \$200,000 Water Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the issuance of \$200,000 Water Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

The City Clerk presented the following ordinance and stated that today was the time fixed for a further hearing, this being the adjourned dated for same.

The Clerk then read the ordinance at length:

An Ordinance providing for the issuance of \$200,000 Street Improvement Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The Board of Commissioners of The City of Newark Do Ordain as follows:

Section 1. It is hereby determined and stated that the Board of Commissioners of The City of Newark proposes to resurface certain public streets in said City with bituminous concrete, or penetration macadem, or sheet asphalt, or with bricks or blocks of any material laid on concrete or sand or other foundation, or with concrete; that said purpose is not a current expense of said City, and that it is necessary to finance said purpose by the issuance of obligations of said City, pursuant to the Local Bond Law of New Jersey, as hereinafter provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law, that (a) part of the cost of said purpose, in labor and materials, is to be met by the Works Progress Administration of the United States of America; (b) the estimated maximum amount of money necessary to be raised from all sources for said purpose is Two Hundred and Fifty Thousand Dollars (\$250,000); (c) the maximum amount which is to be charged as a part of the cost of said purpose and which is necessary to finance interest on obligations issued to finance such purposes or to finance engineering or inspection costs and

legal expenses, or a finance the cost of the issuance of said obligations, as provided in Section 40: 1-55 of said Law, is Twenty-five Thousand Dollars (\$25,000.00); (d) Fifty Thousand Dollars (\$50,000) of the cost of said purpose is to be met from the down payment which is to be appropriated as hereinafter provided; and (e) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is Two Hundred Thousand Dollars (\$200,000).

Section 3. Pursuant to Section 40: 1-12 of said Local Bond Law, the sum of Fifty Thousand Dollars (\$50,000) shall be included as a down payment to finance said purpose, in the budget of said City for the fiscal year beginning January 1, 1939, in addition to any sums which may otherwise be required to be appropriated in said budget for the payment of interest on or any maturing principal of the obligations authorized to be issued by this ordinance.

Section 4. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding Two Hundred Thousand Dollars (\$200,000), to be designated "Street Improvement Bonds," are hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 5. To finance said purpose, Bond Anticipation Notes of said City of an aggregate principal amount not exceeding Two Hundred Thousand Dollars (\$200,000) are hereby authorized to be issued in anticipation of the issuance of said bonds, pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and may be renewed from

time to time pursuant to and within the limitations prescribed by said Law. All matters with respect to said notes not determined by this ordinance shall be determined by resolutions to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 6. It is hereby determined and declared that the period of usefulness of said purpose is a period of five years computed from the date of said bonds.

Section 7. No part of the cost of financing said purpose has been or is to be specially assessed against property specially benefited thereby.

Section 8. It is hereby determined and declared that the Supplemental Debt Statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 40: 1-76 of said Law, is increased by this ordinance by Two Hundred Thousand Dollars (\$200,000), and that the issuance of said obligations is permitted by an exception to the debt limitations prescribed by said Law, contained in Sub-division (d) of Section 40: 1-16 of said Law.

Section 9. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Murphy moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Nays: Commissioner Byrne.

Commissioner Murphy moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

Section 7 declared open to amendment.

Section 8 declared open to amendment.

Section 9 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Murphy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

Commissioner Murphy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

Commissioner Murphy moved that the title of "An Ordinance providing for the issuance of \$200,000 Street Improvement Bonds of the City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Not voting: Commissioner Byrne.

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the issuance of \$200,000 Street Improvement Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Twenty-one Thousand Five Hundred Ninety-nine Dollars and Six Cents (\$21,599.06) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions prior years
taxes\$21,599.06

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of Six Hundred Ninety-seven Dollars and Eighty-four Cents (\$697.84) be and the same is hereby appropriated to persons named on the annexed cer-

tified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 4.05
Auditor's Office	3.65
Treasurer's Office	206.90
Assessments Local Improve-	
ments	16-71
Reserve for Liabilities	456.63
Comptroller's Office	9.90
	<hr/>
	\$697.84

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of Four Hundred Nineteen Thousand Two Hundred Thirty-nine Dollars and Seventy-five Cents (\$419,239.75) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Sinking Fund and Interest \$419,239.75

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Thousand Five Hundred Forty-

two Dollars and Ninety-five Cents (\$5,542.95) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve for overpayments—
Comptroller's Office\$5,542.95

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED: That the sum of Twenty-three Thousand, Six Hundred Twenty-eight Dollars and Fifty-two Cents (\$23,628.52) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Fire Division	\$ 5,570.07
Police Division	18,058.45
	<hr/>
	\$ 23,628.52

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Four Hundred Eighty-nine Thousand Four Hundred Seventy-seven Dollars and Thirty-one Cents (\$489,477.31) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief direct \$489,477.31

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-nine Thousand, Five Hundred Twenty-one Dollars and Sixteen Cents (\$49,521.16) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—Direct.. \$49,521.16

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand Seven Hundred Sixty-

seven Dollars (\$1,767.00) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Administration of Relief\$1,767.00

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

RESOLVED: That the sum of Two Hundred Forty-three Dollars and Seventy-nine Cents (\$243.79) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Administration of Relief\$243.79

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twelve Dollars and Seventy-one Cents (\$12.71) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Law Department . . . \$12.71

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eighteen Thousand Five Hundred Ninety-five Dollars and Thirty-two Cents (\$18,595.32) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Home	\$ 3,992.30
Bureau of Health	9,739.18
Ivy Hill Power Plant	2,695.77
Bureau of Baths	2,021.04
Bureau of Health	147.03
	<hr/>
	\$ 18,595.32

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED: That the sum of Three Thousand, Four Hundred Ninety Dollars and Seventy-seven Cents (\$3,490.77) be and the same is hereby appropriated to the City Treas-

urer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending March 8th and March 11th, 1939, as follows:

Shade Tree	\$ 2,196.77
Public Buildings	1,294.00
	<hr/>
	\$ 3,490.77

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Thirty-six Thousand, Fifty-two Dollars and Sixty-five Cents (\$36,052.65) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, Weekly Payroll,
Period Ending March 8, 1939:

Newark Airport	\$ 2,435.00
Bureau of Motors	2,647.40
Bureau of Streets	1,505.20
Bureau of Sewers	886.59
House Sewer Connections	472.53
Bureau of Street Cleaning	18,261.41
Street Construction	547.28
Bureau of Docks	728.40
Bureau of Water	8,568.84
	<hr/>
	\$ 36,052.65

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Six Hundred Fourteen Dollars and Forty-nine Cents (\$3,614.49) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction
(W. P. A. Project 3531-7) \$3,614.49

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred One Dollars and Twenty Cents (\$401.20) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction\$401.20

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

RESOLVED: That the sum of Nine Hundred and Seventy-one Dollars and no cents (\$971.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water (WPA Project 649).....	\$ 38.50
Water (WPA Project 4533)	78.75
Water (WPA Project 5046)....	123.75
Water (WPA Project 5249)	730.00
	<hr/>
	\$971.00

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Fourteen Dollars and Eighty-five Cents (\$314.85) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$244.43
Bureau of Docks	16.00
Newark Airport	17.50
Bureau of Public Lighting.....	5.00
Bureau of Street Cleaning.....	1.00

Bureau of Streets	4.00
Doremus Avenue Bridge	5.00
Bureau of Motors	20.92
	<hr/>
	\$314.85

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following bonds be and the same is hereby approved as to sufficiency:

CONSTABLE'S BOND:

Charles O'Connor, Jr.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Reed, Hoyt, Washburn & Clay
Attorneys and Counselors at Law
49 Wall Street, New York

March 13, 1939.

Reissued City of Newark, New Jersey, \$10,000. Water Bonds dated December 15, 1925; \$7,000 School Bonds, dated October 1, 1908.

Eugene Farrell, Esq.,
City Auditor's Office,
City Hall,
Newark, New Jersey.

Dear Mr Farrell:—

The Rhode Island Hospital Trust Company of Providence, Rhode Island hold \$10,000 Water Bonds and \$7,000 School Bonds, described in the enclosed resolutions. The bonds were defaced or partially destroyed in one of the recent floods which caused water to seep into the bank's vaults. They desire to have the bonds reissued. The present bonds are in bearer form with the coupons attached. We enclose herewith two resolutions, one authorizing the reissuance of the Water Bonds and the other authorizing the reissuance of the School Bonds. This reissuance is authorized under Section 40: 1-57, subdivision 3, of the Revised Statutes. No written request is necessary.

These bonds are in the possession of Mr. Schaefer of the Comptroller's Office. We would appreciate it if you would check the description of the bonds contained in the resolution with the bonds in Mr. Schaefer's possession.

Thanking you, we are,
Very truly yours,
Reed, Hoyt, Washburn & Clay.

Ordered filed.

Commissioner Murphy offered the following resolutions:

WHEREAS, each of the bonds hereinafter described was duly issued by the City of Newark pursuant to authority of law, and is now outstanding and constitutes a valid unmatured obligation of said City; NOW, THEREFORE,

BE IT RESOLVED by the Board of Commissioners of the City of New-

ark that it be and hereby is determined that said Board has ascertained that the \$7,000 School Bonds of the City of Newark, New Jersey, dated October 1, 1908, payable October 1, 1958, redeemable after October 1, 1948, bearing interest at the rate of four per centum (4%) per annum, payable semi-annually on April 1st and October 1st in each year, and consisting of seven bonds of the denomination of \$1,000 each, numbered A26, A27, and from A41 to A45, inclusive, issued pursuant to a resolution duly adopted by the Board of Commissioners on the 19th day of February, 1936, for the purpose of re-issuing a bond of like date and maturity originally issued in registered form pursuant to a resolution adopted by the Common Council of said City on the 1st day of October, 1908, and approved by the Mayor of said City on the 1st day of October, 1908, have been defaced and are partially destroyed, and that the Rhode Island Hospital Trust Company of Providence, Rhode Island, which owns and holds the bonds, which are in bearer form, desire that said bonds be reissued at its expense as hereinafter provided; and

BE IT FURTHER RESOLVED, that said bonds shall be reissued pursuant to Section 40: 1-57 of the Revised Statutes of New Jersey by issuing to the bearer of said bonds new bonds of the same form and tenor as said outstanding bonds on surrender of said outstanding bonds; and

BE IT FURTHER RESOLVED, that each of the bonds issued pursuant to this resolution shall recite on its face that it has been reissued pursuant to this resolution in exchange for a bond of the same form and tenor, which has been defaced and partially destroyed; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk be and they hereby are authorized and

directed to sign the bonds issued pursuant to this resolution, and the City Comptroller be and he hereby is authorized and directed to countersign said bonds, and the City Clerk be and he hereby is authorized and directed to affix the corporate seal, of said City, now in use, to each of said bonds, and the City Comptroller be and he hereby is authorized and directed to reissue said bonds pursuant to this resolution.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, each of the bonds hereinafter described was duly issued by the City of Newark pursuant to authority of law and is now outstanding and constitutes a valid unmatured obligation of said City; NOW, THEREFORE,

BE IT RESOLVED by the Board of Commissioners of the City of Newark that it be and hereby is determined that said Board has ascertained that the \$10,000 Water Bonds of the City of Newark, New Jersey, dated December 15, 1925, payable December 15, 1958, bearing interest at the rate of four and one-quarter per centum (4¼%) per annum, payable semi-annually on June 15th and December 15th in each year, and consisting of ten bonds of the denomination of \$1,000 each, numbered from 1399 to 1405, inclusive, and from 1440 to 1442, inclusive, issued pursuant to an ordinance adopted by the Board of Commissioners of said City on the 10th day of November, 1925, have been defaced and are partially de-

stroyed and that the Rhode Island Hospital Trust Company of Providence, Rhode Island, which owns and holds the bonds, which are in bearer form, desire that said bonds be reissued at its expense as hereinafter provided; and

BE IT FURTHER RESOLVED, that said bonds shall be reissued pursuant to Section 40: 1-57 of the Revised Statutes of New Jersey, by issuing to the bearer of said bonds new bonds of the same form and tenor as said outstanding bonds on surrender of said outstanding bonds; and

BE IT FURTHER RESOLVED, that each of the bonds issued pursuant to this resolution shall recite on its face that it has been reissued pursuant to this resolution in exchange for a bond of the same form and tenor, which has been defaced and partially destroyed; and

BE IT FURTHER RESOLVED, that the Mayor be and he hereby is authorized and directed to sign the bonds issued pursuant to this resolution, and the Director of the Department of Revenue and Finance be and he hereby is authorized and directed to countersign said bonds, and the City Clerk be and he hereby is authorized and directed to affix the corporate seal of said City, now in use, to each of said bonds and to attest such corporate seal, and the coupons annexed to such reissued bonds shall bear the facsimile signature of the Director of the Department of Revenue and Finance, and the City Comptroller be and he hereby is authorized and directed to reissue said bonds pursuant to this resolution.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

March 15, 1939.

Board of Commissioners of
The City of Newark, New Jersey.

Gentlemen:—

The undersigned is the owner and holder of the following outstanding \$85,000 bonds of The City of Newark, New Jersey, viz.:

- (1) \$6,000 School Bonds, dated May 1, 1907, payable May 1, 1957, redeemable after 40 years from their date, bearing interest at the rate of four per centum (4%) per annum, payable semi-annually on May 1st and November 1st in each year, and consisting of six bonds of the denomination of \$1,000 each, numbered from 321 to 325, inclusive, and 977, reciting that they are issued pursuant to a resolution duly adopted by the Common Council of said City on the 8th day of March, 1907, and approved by the Mayor on the 9th day of March, 1907.
- (2) \$54,000 School Bonds, dated December 31, 1909, payable December 31, 1959, redeemable after 40 years from their date, bearing interest at the rate of four per centum (4%) per annum, payable semi-annually on June 30th and December 31st in each year, and consisting of fifty-four bonds of the denomination of \$1,000 each, numbered from 314 to 321, inclusive, 326 to 331, inclusive, 339 to 350, inclusive, and 353 to 380, inclusive, reciting that they are issued pursuant to a resolution

duly adopted by the Common Council of said City on the 27th day of December, 1909, and approved by the Mayor on the 28th day of December, 1909.

- (3) \$10,000 Passaic Valley Sewer Bonds, dated December 1, 1911, payable December 1, 1961, redeemable after 40 years from their date, bearing interest at the rate of four per centum (4%) per annum, payable semi-annually on June 1st and December 1st in each year, and consisting of ten bonds of the denomination of \$1,000 each, numbered from 126 to 135, inclusive, reciting that they are issued pursuant to a resolution duly adopted by the Common Council of said City on the 10th day of November, 1911, and approved by the Mayor on the 11th day of November, 1911.

- (4) \$13,000 Dock Bonds, dated December 15th, 1914, payable December 15, 1959, bearing interest at the rate of four and one-half per centum (4½%) per annum, payable semi-annually on June 15th and December 15th in each year, and consisting of thirteen bonds of the denomination of \$1,000 each, numbered from 247 to 249, inclusive, 458 to 460, inclusive, 521 to 524, inclusive, and 792 to 794, inclusive, reciting that they are issued pursuant to a resolution duly adopted by the Common Council of said City on the 4th day of December, 1914, and approved by the Mayor on the 5th day of December, 1914.

- (5) \$2,000 Dock Bonds, dated June 1, 1915, payable June 1, 1960, bearing interest at the rate of four and one-half per centum (4½%) per annum, payable semi-annually on June 1st and December 1st in each year, and consisting of two bonds of the denomination of \$1,000 each, numbered 108 and

179, reciting that they are issued pursuant to a resolution duly adopted by the Common Council of said City on the 2nd day of July, 1915, and approved by the Mayor on the 7th day of July, 1915.

The bonds were originally in coupon form but have been converted into registered bonds by the removal and cancellation of the coupons attached thereto, and the execution by the Comptroller of the conversion certificate printed on the back of each of such bonds.

We hereby request that these bonds be reconverted, at the expense of the undersigned, into new coupon bonds of the same form and tenor as those originally issued.

In the event that our request is granted, we shall arrange to have the bonds duly transferred and registered to bearer prior to the issuance of the new coupon bonds.

Very truly yours,
Colyer, Robinson & Company, Inc.
By Raymond B. Price,
Cashier.

Ordered filed.

Commissioner Murphy offered the following resolutions:

WHEREAS, prior to the issuance of each of the outstanding bonds of The City of Newark, hereinafter described, a resolution was duly adopted by the governing body of said City providing that said bonds should be issued in coupon form, but should be registerable as to both principal and interest, and each of said bonds has, since its issuance, been converted into a registered bond by the removal and cancellation of the coupons attached thereto and the execution by the Comptroller of a conversion certificate printed on the back of such bond, and

the holder of said bonds has presented a written request that said bonds be reconverted, at its expense, into new coupon bonds of the same form and tenor as those originally issued, and the Board of Commissioners desires to grant such request, NOW, THEREFORE,

BE IT RESOLVED by the Board of Commissioners of The City of Newark that the City Comptroller be and he hereby is authorized to issue new coupon bonds of the same form and tenor, in exchange for the following outstanding bonds of The City of Newark, New Jersey, viz.:

- (1) \$6,000 School Bonds, dated May 1, 1907, payable May 1, 1957, bearing interest at the rate of four per centum (4%) per annum, payable semi-annually on May 1st and November 1st in each year, and consisting of six bonds of the denomination of \$1,000 each, numbered from 321 to 325, inclusive, and 977, reciting that they are issued pursuant to a resolution duly adopted by the Common Council of said City on the 8th day of March, 1907, and approved by the Mayor on the 9th day of March, 1907; each bond also reciting that "The City of Newark reserves the right to pay this bond at any time after forty years from its date upon giving six months' previous notice by advertisement in two of the newspapers printed and published in the City of Newark, and in two of the newspapers printed and published in the City of New York, and in case the said City of Newark shall exercise this option and give such notice the interest on this bond shall cease at the time so stated."
- (2) \$54,000 School Bonds, dated December 31, 1909, payable December 31, 1959, bearing interest at the rate of four per centum (4%) per annum, payable semi-annual-

ly on June 30th and December 31st in each year, and consisting of fifty-four bonds of the denomination of \$1,000 each, numbered from 314 to 321, inclusive, 326 to 331, inclusive, 339 to 350, inclusive, and 353 to 380, inclusive, reciting that they are issued pursuant to a resolution duly adopted by the Common Council of said City on the 27th day of December, 1909, and approved by the Mayor on the 28th day of December, 1909; each bond also reciting that "The City of Newark reserves the right to pay this bond at any time after forty years from its date upon giving six months previous notice by advertisement in two of the newspapers printed and published in the City of Newark, and in two of the newspapers printed and published in the City of New York, and in case the said City of Newark shall exercise this option and give such notice the interest on this bond shall cease at the time so stated."

- (3) \$10,000 Passaic Valley Sewer Bonds, dated December 1, 1911, payable December 1, 1961, bearing interest at the rate of four per centum (4%) per annum, payable semi-annually on June 1st and December 1st in each year, and consisting of ten bonds of the denomination of \$1,000 each, numbered from 126 to 135, inclusive, reciting that they are issued pursuant to a resolution duly adopted by the Common Council of said City on the 10th day of November, 1911, and approved by the Mayor on the 11th day of November, 1911; each bond also reciting that "The City of Newark reserves the right to pay this bond at any time after forty years from its date upon giving six months previous notice by advertisement in two of the newspapers printed and pub-

lished in the City of Newark, and in two of the newspapers printed and published in the City of New York, and in case the said City of Newark shall exercise this option and give such notice the interest on this bond shall cease at the time so stated."

- (4) \$13,000 Dock Bonds, dated December 15, 1914, payable December 15, 1959, bearing interest at the rate of four and one-half per centum (4½%) per annum, payable semi-annually on June 15th and December 15th in each year, and consisting of thirteen bonds of the denomination of \$1,000 each, numbered from 247 to 249, inclusive, 458 to 460, inclusive, 521 to 524, inclusive, and 792 to 794, inclusive, reciting that they are issued pursuant to a resolution duly adopted by the Common Council of said City on the 4th day of December, 1914, and approved by the Mayor on the 5th day of December, 1914.

- (5) \$2,000 Dock Bonds, dated June 1, 1915, payable June 1, 1960, bearing interest at the rate of four and one-half per centum (4½%) per annum, payable semi-annually on June 1st and December 1st in each year, and consisting of two bonds of the denomination of \$1,000 each, numbered 108 and 179, reciting that they are issued pursuant to a resolution duly adopted by the Common Council of said City on the 2nd day of July, 1915, and approved by the Mayor on the 7th day of July, 1915.

FURTHER RESOLVED, that the Mayor and City Clerk be and they hereby are authorized and directed to sign each of the bonds to be issued pursuant to this resolution, and that the Comptroller be and he hereby is authorized and directed to countersign said bonds, and the City Clerk

be and he hereby is authorized and directed to affix the corporate seal of said City, now in use, to each of said bonds. The coupons annexed to such reissued bonds shall bear the facsimile signature of the Comptroller.

FURTHER RESOLVED, that in other respects each of the bonds to be issued pursuant to this resolution and each of the interest coupons to be thereto attached shall be identical in form with said outstanding bonds as they were originally issued, except that each of said bonds shall recite on its face that it is duly reissued pursuant to a resolution duly adopted by said Board on the 15th day of March, 1939, in exchange for a bond of the same form and tenor originally issued as a coupon bond pursuant to the resolution recited in the outstanding bond in exchange for which said bond is to be issued, and thereafter converted into a fully registered bond.

FURTHER RESOLVED, that no bond shall be issued pursuant to this resolution in exchange for an outstanding bond unless prior thereto said outstanding bond shall have been registered to bearer.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the City of Newark is the owner of premises known as No. 340-358 Haynes Avenue, Newark, Block 5088, Lot 130; and

WHEREAS, said premises were leased by the city to a lessee who

erected improvements upon the premises; and

WHEREAS, title to said improvements reverted to the City upon a default by the lessee and the City then leased premises to Mr. Fred Gibney who re-leased them to the S. & S. Corporation and then assessed said corporation for personalty covering the improvements at a valuation of \$2,500.00, tax \$92.25 for 1937 and at a valuation of \$2,500.00, tax \$115.25 for 1938; and

WHEREAS, said tax was erroneous because the city had title to the improvements;

BE IT THEREFORE RESOLVED; by the Board of Commissioners of the City of Newark that the assessment of \$2,500 for personal property erroneously levied against the S. & S. Corporation for 1937, tax \$92.25 and \$2,500 for 1938, tax \$115.25 be cancelled and that the Receiver be and he is hereby authorized to cancel the same of record.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering cast iron pipe and specials and Dodge truck with screen body for the Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering oil burners for Police and Fire Divisions, Department of Public Safety, and miscellaneous plumbing, hardware and electrical supplies, for the City Hospital, Department of Public Works.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering towels for the Public Baths; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said towels to the City of Newark, be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said towels:

UNFRIED BARKHORN COMPANY,
Newark, N. J.

(Public Works)

Approx. 800 dozen No. 8099 Farley
Harbey Homespun Union Towels,
part linen, @ \$1.57½ per dozen.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, the Director of the Department of Parks and Public Property has received informal bids for the decoration of the City Hall Building for the St. Patrick's Day parade being held on March 19, 1939, as per specifications filed in the office of the said Director; and

WHEREAS, the Director has determined that the lowest responsible bidder is Suppa Bros., of 175 Eighth Ave-

nue, Newark, New Jersey, whose bid is One hundred ninety dollars (\$190.00) for all the said work, as provided for in the specifications;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to enter into an agreement with Suppa Bros. for the decoration of the City Hall Building for the St. Patrick's Day parade on March 19, 1939, as per specifications on file in the said Director's office, and the contract price to be in the sum of One hundred ninety dollars (\$190.00).

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Western Exterminating Company, Incorporated, has for several years been employed by the City of Newark in exterminating work in the City Hall buildings; and

WHEREAS, the said Western Exterminating Company, Incorporated, has offered to continue to do the work for Thirty-eight dollars (\$38.00) per month for a period of one year, and which the Director of the Department of Parks and Public Property deems for the best interests of the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to enter into an agreement with

the Western Exterminating Company, Incorporated, for exterminating work in the City Hall buildings, at thirty-eight dollars (\$38.00) per month for the term of one year from February 1, 1939.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

BE IT RESOLVED by the Board of Commissioners of The City of Newark that resolution No. 4403, adopted March 8, 1939, be and the same is hereby rescinded.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Michael P. Duffy, Director of the Department of Public Safety, in conjunction with the United States Works Progress Administration, has conducted Traffic Survey Project No. 1700-7 in which Federal funds have been expended in the amount of \$116,585.93 and the work to be accomplished under said project by the United States Works Progress Administration was completed on February 16th, 1939; and in the

project proposal the sponsor agreed to edit and publish the data collected through the operation of said project; and

WHEREAS, it is necessary that the Department of Public Safety employ at its expense a temporary editor for two months to complete this work; and

WHEREAS, Esther Silverberg of 831 South 18th Street, Newark, is experienced in such work, and her qualifications, training and experience are approved by the United States Works Progress Administration;

THEREFORE BE IT RESOLVED, that the position of such temporary editor be, and the same is hereby established at a salary of \$85.00 per month; payable semi-monthly by the City, out of funds appropriated in the budget for Works Progress Administration projects for the Department of Public Safety; and

BE IT FURTHER RESOLVED, that the City of Newark employ as such temporary editor Esther Silverberg, at the compensation hereinabove set forth, such employment and salary to commence March 16th, 1939, and terminate May 15th, 1939.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Meyer C. Ellenstein, Director of the Department of Pub-

lic Affairs, desires to file with the Federal Writer's Project division of the United States Works Progress Administration, a project application to write and publish 10,000 copies of an industrial history of the City of Newark; and

WHEREAS, the contribution requested of the United States Works Progress Administration for said project amounting to \$50,344.80 for labor is contingent upon the expenditure of \$6,000.00 by the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the Director of the Department of Public Affairs is hereby authorized to expend the sum of \$6,000.00 for the purpose aforesaid.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property, desires to file with the United States Works Progress Administration, a project application to construct a Stephen Crane Memorial Park at 14 Mulberry Place in the City of Newark; and

WHEREAS, the contribution requested of the United States Works Progress Administration for said project amounting to \$5,289.00 is contingent upon the expenditure of \$2,081.00 by the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the Director of the Department of Parks and Public Property is hereby authorized to expend the sum of \$2,081.00 for the purpose aforesaid.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, Vincent J. Murphy, Director of the Department of Revenue and Finance, has filed with the United States Works Progress Administration, a project application to compile, edit and index resolutions, ordinances and rules and regulations of each Department in the City Government to determine the duties and powers of the employees and officers of the City of Newark; and

WHEREAS, said project application has been approved by the President of the United States and an allotment of Federal funds made for its operation in the amount of \$36,632.00 which is contingent upon the expenditure of \$6,913 by the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the Director of the Department of Revenue and Finance is hereby authorized to expend the sum of \$6,913.00 for the purpose aforesaid.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, a request has been made that the Board of Commissioners of The City of Newark give its approval to the appropriation by Congress of an additional One hundred fifty million dollars (\$150,000,000) for W. P. A. activities;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the Senators and Congressmen from New Jersey be and they are hereby petitioned to favor the appropriation of an additional One hundred fifty million dollars (\$150,000,000) for W. P. A. activities;

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to the President of the United States and the Senators and Congressmen from New Jersey, and the City Clerk is directed to do so.

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Nays: Commissioner Byrne.

The following communication was received and read:

The Welfare Federation of Newark,
N. J.
24 Branford Place

February 27, 1939.

Hon. Pearce R. Franklin, Chairman
Local Assistance Board,
City Hall,
Newark, New Jersey.

My dear Commissioner Franklin:

Please accept herewith my resignation from membership in the Newark Local Assistance Board. I am presenting my resignation because I am withdrawing from welfare work in the City of Newark and consequently will not be in a position to render continued assistance.

I appreciate the honor conferred upon me by the members of the City Commission in appointing me to a position on the Board.

Will you please convey to them and to the members of the Local Assistance Board my hope that they may reach a speedy and satisfactory solution of the tremendous relief problems with which they are confronted?

Yours very truly,
T. Lester Swander,
Welfare Director.

Ordered filed.

Commissioner Franklin offered the following resolutions:

WHEREAS, under and by virtue of a resolution adopted by the Board of Commissioners on June 29, 1938, Mr. T. Lester Swander was appointed by the Mayor as a member of the Newark Municipal Assistance Board for a period of one (1) year; and

WHEREAS, the said Mr. T. Lester Swander has tendered his resignation, effective as of this date; and

WHEREAS, the Mayor of the City of Newark, in accordance with the law has appointed Reverend William L. Tucker a member of said Newark Municipal Assistance Board to fill the vacancy caused by the resignation of Mr. T. Lester Swander;

THEREFORE BE IT RESOLVED, by the Board of Commissioners that the resignation of said Mr. T. Lester Swander, a member of the Newark Municipal Assistance Board be and the same is hereby accepted as of this date and the appointment of Reverend William L. Tucker to fill the vacancy caused by the resignation of Mr. T. Lester Swander be and the same is hereby approved as of this date for the unexpired term caused by the vacancy aforesaid.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Battery Park Company (National Newark and Essex Banking Company, owner); for the establishment and operation of an automobile parking station in a 2nd business district; premises 56-

58 Lafayette Street, same to be operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period of one year;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Burack Oldsmobile Company, Inc., (Anel Realty Co., owner); for the establishment and operation of an automobile sales station in a 2nd business district; premises 687 South Fourteenth Street; same to be established in conformity with the plans and applications filed with the Board of

...use to be implec
to the period of one year;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk: There has been referred to the Board of Commissioners by the Board of Adjustment two zoning matters with the request that a hearing date be set one week from today. One of them is a renewal and can be disposed of under suspension of rules.

The following communication was received and read:

Board of Adjustment

Newark, N. J., March 14, 1938.

The Board of Commissioners
of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Ad-

justment, the following resolutions were adopted recommending to your Honorable Body, in accordance with Section 3, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*40 Commerce Street; Sol Kornfeld; renewal of permit for automobile parking station; such use to be limited to the period of one year ending March 10, 1940.

296-304 Washington Street; Nathan Ruebens; in a 2nd business district the alteration of a public garage and construction of a gasoline station; same to be constructed and operated in conformity with the rules of this Board and with the plans filed; such use to be limited to the period of eight years.

Respectfully submitted,
Board of Adjustment.
R. B. Rankin, Secretary.

(The above matters to be heard by the Board of Commissioners at its meeting of March 15, 1939).

Received, copy to be sent to each Commissioner and further action postponed to March 22, 1939.

Mayor Ellenstein. I will entertain a motion that the rules be suspended in the application of Sol Kornfeld.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling

of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Sol Kornfeld (Baime Brothers, owners); for the renewal of permit for automobile parking station; premises 40 Commerce Street; such use to be limited to the period of one year ending March 10, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

ANNUAL REPORT

The Annual Report for the year 1938 of the Department of Parks and Public Property was received and ordered filed.

Commissioner Duffy: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
M. P. DUFFY
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., March 22, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M.

Director Murphy appeared at eleven A. M., and because of a lack of quorum adjourned the meeting to 4:30 P. M.

* * * *

Newark, N. J., March 22, 1939.

An Adjourned meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 4:30 P. M.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioner Duffy.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

(The City Clerk read the minutes in full.)

Commissioner Franklin: I move that the minutes be adopted as read.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to amend an ordinance entitled "An Ordinance to limit the number of Plenary Retail Consumption Li-

censes and Plenary Retail Distribution Licenses to sell alcoholic beverages at retail in the City of Newark, and to regulate the renewing and transferring of Plenary Retail Consumption Licenses and Plenary Retail Distribution Licenses to sell alcoholic beverages at retail in the City of Newark," adopted May 4, 1938, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

Mr. Herman C. Silverstein, representing Essex County Retail Liquor Stores Association objected to the ordinance on the ground that it would be a substantial detriment to other licensees in the neighborhood.

Mr. Fred Nieberg, representing Newark Tavern Owners' Association opposed amending the ordinance to permit any additional licensees.

Mr. Bernard W. Schnurr, representing the Empire Liquor Store at 116 Washington Street, stated the granting of this license would seriously affect his client.

Mr. Louis Freeman, an officer of the Newark Tavern Owners' Association and a Trustee of the New Jersey Beverage Association protested against any additional licenses being issued at this particular time.

Mr. Samuel Poleshuck opposed amending the ordinance and stated if it is amended it should be amended to

read 189 in order that he might make application on behalf of a client.

Mr. Louis Auerbacher, Jr. urged that the ordinance be adopted.

Mr. Frederick C. Ritger, representing the Washington-Linden Corporation urged the adoption of the ordinance.

Mr. J. Victor D'Aloia stated if the ordinance is amended it should be amended so as to make it possible to get a license for a client he represents, otherwise it would be special legislation.

Mr. Irving Mandelbaum, representing the New Royal Delicatessen at 418 Hawthorne Avenue requested that the ordinance be amended so that his client could exchange a C license for a D License.

Mr. Nieburg stated that a holder of a C license could discontinue the sale of drinks and operate as a package store.

Mr. Samuel Lan objected to any change increasing the number of distribution licenses.

Mayor Ellenstein: I will entertain a notion that the matter be deferred to next Wednesday.

Commissioner Franklin: I move that this matter be laid over to next Wednesday.

Commissioner Byrne: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced

the following ordinance and moved its adoption on first reading.

The clerk then read the ordinance as follows:

An Ordinance permitting a cemetery to be established at No. 619 South Orange Avenue, in The City of Newark.

The Board of Commissioners of The City of Newark Do Ordain:

1. Consent and approval is hereby given to Eswell Kemp, Inc., to conduct a cemetery at what is commonly known as No. 619 South Orange Avenue, Newark, New Jersey, in accordance with the consent and approval given by the Department of Health of the City of Newark, annexed hereto.

2. That said cemetery premises shall be located on a parcel of land fronting approximately 20 feet on South Orange Avenue, having a depth on its easterly line of 131.79, a depth on its westerly line of 139.08, and a rear dimension of 45.30 feet, in accordance with the description annexed hereto, and being known as No. 619 South Orange Avenue.

3. This ordinance shall take effect immediately upon final reading and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that April 5th, 1939, at 11 A. M., or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final

assage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Fifty Thousand Dollars (\$50,000.00) be and the same is hereby appropriated to person named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Fire and Police Pension Fund\$ 50,000.00

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of Twenty-three Thousand Two Hundred Sixty-six Dollars and Twenty-five Cents (\$23,266.25) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance from March 1st to 15th, 1939, as follows:

Director's Office\$ 1,341.65
Comptroller's Office 2,717.84
Auditor of Accounts 2,257.50
City Treasurer 944.55

Receiver of Taxes 3,784.36
Arrears Personal Taxes 1,806.13
Board of Assessment and Revision of Taxes 7,253.44
Board of Assessment for Local Improvements 869.98
First District Court 1,179.16
Second District Court 1,111.64
\$ 23,266.25

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand Nine Hundred Seventy-eight Dollars and Twenty-one Cents (\$1,978.21) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance as follows:

Remissions prior years taxes \$1,978.21

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-six Dollars and Seventy-one Cents (\$46.71) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Depart-

ment of Revenue and Finance, as follows:

1938 Taxes\$46.71

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e ,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty Dollars and Seven Cents (\$40.07) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office\$20.07
City Sundries (Newspapers and
periodicals) 20.00
\$40.07

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e ,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Twenty-four Thousand, Sixty-two Dollars and Fifty-seven Cents (\$224,062.57) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from March 1st to 15th, 1939, inclusive, as follows:

Director's Office\$ 916.66
License Division 714.37
Building Division 3,137.47
Electrical Division 2,009.48
First Criminal and Family Courts 1,187.48
Second Criminal Court 506.23
Third Criminal Court 354.16
Night Police Court 312.49
Department of Central
Purchase 1,993.32
Fire Division 80,920.40
Police Division 132,010.31
\$224,062.57

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e ,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-five Dollars (\$25.00) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

Police Courts\$25.00

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e ,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED That the sum of Ninety-nine Thousand Five Hundred Sixty-two Dollars and Twenty-two Cents (\$99,562.22) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the first half of March, 1939, as follows:

Director's Office	\$ 1,566.65
Bureau of Health	23,831.47
Newark City Hospital	23,978.74
Convalescent Hospital	1,904.82
Newark City Home	3,235.79
Bureau of Baths	5,205.62
Newark City Alms House..	2,490.49
Ivy Hill Power Plant	2,526.26
Outdoor Poor Department	2,159.98
Law Department	3,880.79
Board of Adjustment—	
Zoning	460.00
Emergency Relief Admin- istration	28,321.61
	<hr/>
	\$ 99,562.22

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-eight Thousand Two Hundred Forty-three Dollars and Eighty-five Cents (\$38,243.85) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Alms House \$	5,173.95
W. P. A. Sewing Project	
No. 336-7	4,860.00
Law Department	136.55
Convalescent Hospital	2,070.30
Newark City Hospital	25,971.61

Outdoor Poor Department	19.44
Outdoor Poor Department	12.00
	<hr/>
	\$ 38,243.85

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Fifty-nine Dollars and Ninety-eight Cents (\$259.98) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Reserve for 1938 Commit-
ment (WPA Housekeep-
ing Aid Project)\$259.98

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand Three Hundred Forty-seven Dollars and Twenty Cents , \$1,347.20) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Hospital, W. P. A. Project	
No. 5410-7	\$ 1,191.30

Newark City Hospital,
W. P. A. Project
No. 5410-7 155.90
\$ 1,347.20

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand Four Hundred Seventy-five Dollars (\$4,475.00) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Reserve for 1938 Commitment (Newark City Hospital)\$ 4,475.00

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nine Thousand, Five Hundred Forty Dollars and Seventy-three Cents (\$9,540.73) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief Administration\$ 9,540.73

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Eleven Thousand, Three Hundred Fifty-two Dollars and Ninety-one Cents (\$11,352.91) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from March 1st to March 15th, 1939, as follows:

Director's Office	\$ 879.99
Smoke Abatement	154.16
Public Buildings	7,771.42
Weights and Measures	481.66
Printing and Stationery....	180.00
Shade Tree	1,457.49
W. P. A. Project No. 1485-7	208.33
Public Buildings (City Owned Property)	219.85
	<u>\$ 11,352.91</u>

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Five Hundred Thirteen Dollars and Fifty-two Cents (\$3,513.52) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

513.52) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending March 15th and March 18th, 1939, as follows:

Shade Tree	\$ 2,255.52
Public Buildings	1,258.00
	<hr/>
	\$ 3,513.52

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Ten Thousand, Seven Hundred Thirty-seven Dollars and Forty-one Cents (\$10,737.41) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Director's Office	\$ 41.62
Maintenance of Dog Pound	625.00
Printing and Stationery (Miscellaneous Advertising)	107.31
Printing and Stationery (dedicated revenue)	2,278.57
Public Buildings	5,274.17
Public Buildings (City Owned Property)	334.30
Smoke Abatement	14.77
W. P. A. Project No. 1485-7	210.39
W. P. A. Project No. 5229-7	39.50
Weights and Measures Public Buildings (Reserve for liability)	61.67 796.82

Weights and Measures (Reserve for liability) ..	94.90
W. P. A. Project No. 1067-7 (Reserve for liability)	549.21
Shade Tree (Reserve for liability)	15.33
W. P. A. Project No. 5037-7	16.09
Shade Tree	277.76
	<hr/>
	\$ 10,737.41

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Sixty-one Dollars (\$61.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (W. P. A. 3531)	\$61.00
M. Ellenstein Jos. M. Byrne, Jr. Pearce R. Franklin Vincent J. Murphy	

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eight Hundred Fifty-seven Dollars

(\$857 00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water (WPA Project 649)	\$ 56.00
Water (WPA Project 4533)	140.00
Water (WPA Project 5046).....	211.00
Water (WPA Project 5249).....	450.00
	<hr/>
	\$857.00

M. Ellenstein
 Jos. M. Byrne, Jr.
 Pearce R. Franklin
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e ,
 Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-six Dollars and Fifty-seven Cents (\$56.57) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Streets	\$56.27
---------------	---------

M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e ,
 Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fourteen Thousand, Nine Hundred Two Dollars and Thirty-six Cents (\$14,902.36) be and the same hereby

is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Sewer Construction	
(W.P.A. Project 4813)....	\$ 215.11
Sewer Construction	
(W.P.A. Project 601)	993.62
Sewer Construction	
(W.P.A. Project 2012)....	14.26
Street Construction	
(W.P.A. Project 3531)....	13,679.37
	<hr/>
	\$ 14,902.36

M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e ,
 Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eight Dollars and Fifty Cents (\$8.50) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction	
(W.P.A. Project 549)	\$4.25
Swimming Pool Construction	
(W. P. A. Project 620)	4.25
	<hr/>
	\$8.50

M. Ellenstein
 Vincent J. Murphy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
 Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

RESOLVED: That the sum of Seventy-four Thousand, Six Hundred Forty-nine Dollars and Twenty Cents (\$74,649.20) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Newark Airport	\$ 6,172.41
Airport Construction	830.01
Docks	639.78
Street Cleaning	4,764.10
Public Lighting	31,289.51
Industrial Commission	1,514.16
Streets	2,359.45
City Clerk's Office	357.22
Care and Relief of Indigent Children	298.98
Surveys	35.35
Newark Labor Relations Board	18.65
Sewers	550.92
House Sewer Connections	321.83
Director's Office	8.23
Motors	10,750.23
Water	14,748.37
	<hr/>
	\$ 74,649.20

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

RESOLVED: That the sum of One Hundred Twenty-eight Dollars and Fifty-six Cents (\$128.56) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to

the Department of Public Affairs, as follows:

W.P.A. Project 3558-7
(City Planning)\$128.56

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

RESOLVED: That the sum of Five Thousand Nine Hundred Eighty-six Dollars and Eighty-two Cents (\$5,986.82) be and the same hereby is appropriated to the persons named, as per certified list attached being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Project 3531-7)	\$ 4,727.06
Sewer Construction (WPA Project 601)	105.47
Sewer Construction (WPA Project 601)	240.00
Sewer Construction (WPA Project 601)	26.27
Sewer Construction (WPA Project 4813)	60.01
Sewer Construction (WPA Project 4813)	99.84
Sewer Construction (WPA Project 601)	87.19
Sewer Construction (WPA Project 601)	300.00
Sewer Construction (WPA Project 4813)	340.98
	<hr/>
	\$ 5,986.82

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-nine Thousand Seven Hundred Seventy-two Dollars and Ninety-seven Cents (\$49,772.97) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, Semi-monthly Payroll, Period March 1st-March 15th, 1939, both inclusive:

Director's Office	\$ 1,439.57
Newark Airport	1,254.99
Bureau of Lighting	420.00
Bureau of Streets	3,108.28
Sidewalks	216.66
House Sewer Connections..	380.82
Bureau of Sewers	1,119.14
Bureau of Street Cleaning	4,119.08
Bureau of Surveys	3,101.66
Engineering Division	1,129.99
Bureau of Motors	2,302.63
Bureau of Water	20,250.73
Street Construction	2,915.79
Bureau of Docks	1,095.00
Newark Labor Relations	
Board	390.00
Sewer Construction	774.57
Airport Construction	1,515.00
Bridge Construction—Doremus Avenue	645.83
City Clerk	3,182.23
Elections	410.00
	<hr/>
	\$ 49,772.97

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-seven Thousand Sixty-nine Dollars and Forty-eight Cents (\$37,069.48) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, Weekly Payroll, Period Ending March 15, 1939:

Newark Airport	\$ 2,397.33
Bureau of Motors	2,753.03
Bureau of Streets	1,302.76
Bureau of Sewers	930.16
House Sewer Connections..	380.93
Bureau of Street Cleaning	19,387.69
Street Construction	616.73
Bureau of Docks	770.25
Bureau of Water	8,530.60
	<hr/>
	\$ 37,069.48

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Hundred Ten Dollars (\$710.00) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

City Sundries	\$710.00
---------------------	----------

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

Commissioner Murphy offered the following resolution:

WHEREAS, The City of Newark has acquired certain tax sale certificates; and

WHEREAS, it is desired that the Director of the Department of Revenue and Finance be authorized to prepare for and negotiate the sale of such tax sale certificates; and

WHEREAS, it is deemed advantageous to the City to dispose of said certificates;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the Director of the Department of Revenue and Finance be and he is hereby authorized to prepare for and enter into negotiations for the sale of tax sale certificates owned by the City of Newark, and subject to the requirements of Title 54: 5-113 of the Revised Statutes of New Jersey, 1937, and all other statutes pertaining thereto, and nothing contained herein shall be deemed to authorize or direct the assignment of any such certificate or certificates until the aforesaid statutory law is complied with in manner therein provided.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

o The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, the Public Library of Newark, New Jersey, is the beneficiary under the last will and testament of James E. Howell, deceased, of the residue of his Estate after the death of Minnie L. Howell, and Minnie L. Howell, now being deceased, the Library is entitled to the residue as aforesaid; and

WHEREAS, by the terms of a certain agreement entered into between the Fidelity Union Trust Company, Trustee, et als and the Library, certain assets are to be presently turned over to the Board of Trustees of the Library, which assets are hereinafter particularly set forth; and

WHEREAS, the Fidelity Union Trust Company, as Surviving Trustee under the will of said James E. Howell, deceased, holds and will continue to hold until January 1, 1942, pursuant to an agreement heretofore entered into between such Trustees, the Library and others, certain participation interests in mortgages:

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the Board of Trustees of the Public Library of Newark, New Jersey, be and they are hereby authorized to receive the following described property, being the residue of the Estate of James E. Howell, deceased, for the use of the Library as provided for and prescribed by the last will and testament of the said James E. Howell, deceased, to wit:

50 shares Chapultepec Land Improvement Company Capital \$100 par.

12 shares Rapid Transit Street Railway Co. Capital no par.

Mortgages held by the Fidelity Union Trust Company, as Surviving Trustee under said will:

Amount	Mortgage of:
\$5,000.00	Syman Hirsch—Interest at the rate of 6% per annum, payable January, April, July and October 15th.
\$6,100.00	Robert L. Geraghty — Interest at the rate of 6% per annum, payable February, May, August and November 18th.

\$5,775.00 William J. A. Mapletoft — Interest at the rate of 6% per annum, payable February, May, August and November 8th.

\$3,000.00 Marie S. Bach — Interest at the rate of 6% per annum, payable March, June, September and December 4th.

Beneficial interest in the following mortgage trusts of Fidelity Union Trust Company:

Mtge. No.	Account	Maker
64877	2500/7,000ths	Otto L. Omen
68378	4500/204,000ths	Solow Realty Co.
73367	2500/42,200ths	Nathan Dishler
75110	2000/69,500ths	William Liss
84100	6000/379,000ths	Harrison St. Holding Co., Inc.
87450	500/12,000ths	Gelsomina Rita

Bonds

\$10,000 par Newark Consolidated Gas Co. 5% due December 1, 1948.

5,000 par City of Orange, N. J., Electric Light Plant 4% due January 1, 1960.

3,000 par Newark Gas Co., 1st mortgage 6% due April 1, 1944.

7,500 par Home Owners' Loan Corporation Series B 2½% due August 1, 1949.

Principal Cash (as of January 16, 1939) \$18,474.14.

Net Income Cash (as of January 16, 1939) \$10,119.19.

Securities not deliverable until January 1, 1942 pursuant to the above mentioned agreement:

Beneficial interest in the following mortgage trusts of Fidelity Union Trust Company:

Mtge. No.	Account	Maker
62971	4000/12,000ths	Constant Segal
67854	1800/70,000ths	Bella Chausmer
70803	1000/192,000ths	D. I. M. Construction Corp.
72415	7000/511,500ths	Otto H. Albanesi
73971	8000/235,000ths	Durham Apartments, Inc.
81773	4600/207,100ths	Gerber Bros. Realty Co., Inc.
81805	3000/238,000ths	1013/17 Broad St., Newark, N. J. (Real Estate)
82069	2500/640,000ths	Ritz Holding Co.

1,958.85 share of Second Mortgage of J. & N. Kravetzky. Interest at the rate of 5% per annum, payable April and October 14th.

AND BE IT FURTHER RESOLVED that said Board of Trustees, on behalf of themselves and The City of Newark, be and they hereby are authorized to execute a release to the aforesaid Fidelity Union Trust Company, as Surviving Trustee under the last will and testament of James E. Howell, deceased, for the above-described money and property presently transferable to said Library Trustees, and on or after January 1, 1942, to execute a release for the property then transferable to them, which form of release is to be approved by the Law Department.

The City Clerk is hereby directed to forward a copy of this resolution to Hood, Lafferty & Campbell, attorneys for the Trustee, and to the Board of Trustees of the Library.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, Mrs. Mary J. Adams, residing at No. 117 Roseville Avenue, Newark, was assessed at a valuation of \$100.00, tax \$4.61, for personal property for 1938; and

WHEREAS, said assessment was erroneously levied because the said Mary J. Adams owned no personal

property on or about the assessing date;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark, that the assessment of \$100.00, tax \$4.61, erroneously levied against Mary J. Adams for personal property for 1938 be cancelled and that the Receiver be and he is hereby authorized to cancel the same of record.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Reverend Warren P. Coon is an honorably discharged veteran and is entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property but failed to obtain the same for 1937; and

WHEREAS, on October 1, 1936, Reverend Warren P. Coon was the owner of record of premises known and designated as Block 1938, Lot 65, 442 Fourth Avenue, Newark, which was assessed at a valuation of \$5,000.00, tax \$184.50;

BE IT THEREFORE RESOLVED, by the Board of Commissioners of the City of Newark that the said Reverend Warren P. Coon be granted an exemption of \$500.00, tax \$18.45 for 1937 from the assessed valuation on his property known as Block 1938, Lot 65, 442 Fourth Avenue, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e ,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Willard M. Atherton is an honorably discharged veteran entitled to a total annual exemption on \$500.00 from the assessed valuation of his real and personal property; and

WHEREAS, he obtained an exemption on only \$200.00, tax \$9.22, from his personal assessment for 1938; and

WHEREAS, he was, on October 1st, 1937, the owner of record of property located at Block 1947, Lot 56, 365-367 Roseville Avenue, Newark, which property was assessed at a valuation of \$9,700.00;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said Willard M. Atherton be granted a further exemption on \$300.00, tax \$13.83 for 1938, and that the Receiver be and he is hereby authorized to allow said exemption.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e ,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Joseph H. Frumkin, an honorably discharge veteran who is entitled to a total annual exemption on \$500.00 from the assessed

valuation of his real and personal property; and

WHEREAS, he only obtained an exemption on \$100.00, tax \$4.61 from the assessed valuation of his personal property for 1938; and

WHEREAS, the said Joseph H. Frumkin was, on October 1st, 1937, the owner of record of property located at Block 361, Lot 43, 46, No. 654-654½ South 14th Street, Newark, which property was assessed at a valuation of \$10,200.00;

BE IT THEREFORE RESOLVED, by the Board of Commissioners of the City of Newark that the said Joseph H. Frumkin be granted a further exemption on \$400.00, tax \$18.44 and that the Receiver be and he is hereby authorized to allow said exemption for 1938.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e ,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Charles Loihle, an honorably discharged veteran who is entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property; and

WHEREAS, he only obtained an exemption of \$100.00 tax \$4.61 from the assessed valuation of his personal property for 1938; and

WHEREAS, the said Charles Loihle and Elsie B. Loihle were on October 1st, 1937, the owners of record of property located at Block 3051, Lot 33, 104 Willoughby Street, Newark,

which property was assessed at a valuation of \$5,000.00, tax \$230.50;

BE IT THEREFORE RESOLVED, by the Board of Commissioners of the City of Newark that the said Charles Loihle be granted a further exemption of \$400.00, tax \$18.44, and that the Receiver be and he is hereby authorized to allow said exemption for 1988.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Philip Hochart is an honorably discharged veteran and is entitled to a total annual exemption on \$500.00, tax \$23.05 from the assessed valuation of his real and personal property but failed to obtain the same for 1938; and

WHEREAS, on October 1st, 1937, he was the record owner of premises known as Block 1875, Lot 32, No. 51 North 6th Street, Newark, which was assessed at a value of \$5,300.00, tax \$244.33;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said Philip Hochart be granted an exemption on \$500.00, tax \$23.05, for 1938, from the assessed valuation of his real estate known as Block 1875, Lot 32, No. 51 North Sixth Street, Newark, and that the Receiver be and he is authorized to allow said exemption and to alter his records accordingly.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Timothy J. Flynn is an honorably discharged veteran who is entitled to a total annual exemption on \$500.00 from the assessed valuation of his real and personal property; and

WHEREAS, he only obtained an exemption of \$100.00, tax \$4.61, from the assessed valuation of his personal property for 1938; and

WHEREAS, the said Timothy J. Flynn was, on October 1st, 1937, the owner of record of property located at Block 1885, Lot 59, No. 139 Fourth Street, Newark, which property was assessed at a valuation of \$7,200.00;

BE IT THEREFORE RESOLVED, by the Board of Commissioners of the City of Newark that the said Timothy J. Flynn be granted a further exemption on \$400.00, tax \$18.44, and that the Receiver be and he is hereby authorized to allow said exemption for 1938.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Alfred Hueber is an honorably discharged veteran and is entitled to a total annual exemption on \$500.00 from the assessed valuation of his real and personal property but failed to obtain the same for 1937; and

WHEREAS, on October 1, 1936, Alfred Hueber and Louis Hueber were the owners of record of premises known and designated as Block 3053A Lots 5, 6, No. 22-20 Edwin Place, Newark, which was assessed at a valuation of \$13,000.00, tax \$479.70;

BE IT THEREFORE RESOLVED, by the Board of Commissioners of the City of Newark that the said Alfred Hueber be granted an exemption on \$500.00, tax \$18.45 for 1937, from the assessed valuation on his premises known as Block 3053A, Lots 5, 6, Nos. 22-20 Edwin Place, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Oscar P. Werner is an honorably discharged veteran and is entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property but failed to obtain the same for 1938; and

WHEREAS, on October 1, 1937, Oscar P. Werner was the owner of record of premises known and designated as Block 846, Lot 15, 22-24 Tiffany Boulevard, Newark, which was assessed at a valuation of \$1,600.00, tax \$73.76;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said Oscar P. Werner be granted an exemption of \$500.00, tax \$23.05 for 1938 from the assessed valuation on his

property known as Block 846, Lot 15, 22-24 Tiffany Boulevard, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Joseph T. Barile is an honorably discharged veteran who is entitled to a total annual exemption on \$500 from the assessed valuation of his real and personal property but only obtained an exemption on \$100.00 for 1937; and

WHEREAS, on October 1st, 1936, said Joseph T. Barile was the record owner of property known as Block 609, Lot 77, and located at No. 477 Clifton Avenue, Newark, which was assessed at a valuation of \$10,900.00;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the said Joseph T. Barile be granted a further exemption for 1937 on \$400.00, tax \$14.76 from the assessed valuation of \$10,900.00 on his real estate known as Block 609, Lot 77, No. 477 Clifton Avenue, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, under and by virtue of Section 110 of the Local Budget Act the Board of Commissioners did on January 4, 1939, by resolution numbered 4033, adopt temporary appropriations for the first three months of the year 1939, amounting to Seven million six hundred thirty thousand four hundred sixteen dollars and ninety-eight cents (\$7,630,416.98); and

WHEREAS, by virtue of a resolution adopted by said Board on January 25, 1939, being numbered 4173-F, this amount was increased to Eight million five hundred eighty-five thousand nine hundred thirty dollars and eighty-eight cents (\$8,585,930.88); and

WHEREAS, by virtue of Chapter 18, P. L. 1939, dealing with temporary appropriations it shall be lawful for the governing body of any county or municipality to alter, modify, or amend the temporary budget heretofore adopted; provided that the said temporary budget shall not be in excess of forty per centum (40%) of the total of the appropriations made for all purposes, other than interest and debt redemption charges and for relief of the poor, in the bud-

get for the preceding fiscal year, and provided, further, that such action shall be taken by resolution adopted by the governing body, not later than March thirty-first, one thousand nine hundred and thirty-nine; and

WHEREAS, forty per centum (40%) of the total appropriations in the 1938 budget, exclusive of any appropriations made for debt service and the relief of the poor, is the sum of Nineteen million three hundred eighteen thousand four hundred fifty-four dollars and forty-eight cents (\$19,813,454.48); and

WHEREAS, it is deemed necessary at this time to increase the temporary appropriations to the amount of Thirteen million seven hundred forty-four thousand two hundred sixty-one dollars and eight cents (\$13,744,261.08), which is within the forty per centum (40%) limitation, being an increase of Five million one hundred fifty-eight thousand three hundred thirty dollars and twenty cents (\$5,158,330.20) above the appropriations made in the aforesaid two resolutions:

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the following temporary appropriations, additional to the amounts heretofore provided, be and the same are hereby made for the purposes set forth:

	Personal Service	Other than Personal Services
Department of Public Works	\$ 357,479.55	\$1,301,368.35
Department of Revenue and Finance	86,436.45	106,874.42
Department of Public Affairs	227,848.35	117,480.45
Department of Parks and Public Property	70,653.45	128,270.10
Department of Public Safety	828,443.08	53,614.36
Newark Technical School .....	.....	10,387.50
Passaic Valley Sewer .....	.....	55,073.69
Fiscal Agent .....	.....	1,095.45
City Sundries .....	.....	6,225.00
Down Payment on Capital Improvements.....	.....	8,400.00
U. S. Army Base .....	.....	15,000.00

	Personal Service	Other than Personal Services
Judgements		10,050.00
Public Schools	1,070,550.00	118,950.00
Contingent		3,750.00
Maintenance Foreclosed Property		300.00
Newark Airport	28,209.28	4,852.89
Bureau of Water	139,890.00	238,960.90
Bureau of Docks	9,551.30	8,433.70
Bureau of Motors	26,973.11	20,111.89
Printing and Stationery		6,720.00
Outdoor Poor		1,425.00
Bureau of Streets		16,230.00
Street Cleaning		2,130.00
House Sewers		3,075.00
Weights and Measures		357.32
Public Buildings—City-owned Property.....	1,800.00	
W.P.A. Department of Public Affairs.....	750.00	49,184.55
W.P.A. Department of Public Safety		3,120.00
W.P.A. Department of Public Works		18,305.00
	\$2,848,584.57	\$2,309,745.63

BE IT FURTHER RESOLVED, that a certified copy of this resolution be transmitted to the Chief Financial Officer for his records.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that the Director of the Department of Public Affairs be and he hereby is authorized and directed to advertise for sealed bids for the sale by the Division of Water of said Department of dead standing hardwood timber in the Pequannock Watershed, and to dispose of such timber to the highest responsible bidder, for cash. Said proposals are to

be received at such time and place as the said Director shall in proper advertisement designate.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering valves, hydrants and repair parts for Division of Water, Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering materials listed below; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

TUSCAN DAIRY FARMS, INC.,
Union, N. J.

(Public Works)

Approx. 105,000 qts. milk Grade A—
40 qt. cans @ \$4.68 per 40 qt. can.

Approx. 4,960 qts. milk grade B—40
qt. cans @ \$3.78 per 40 qt. can.

Approx. 2,500 qts. milk grade A—1
qt. bottles @ .135 qt.

Approx. 1,200 qts. milk grade B—1
qt. bottles @ .108 qt.

Approx 896 qts buttermilk — 1 qt.
bottles @ .072 qt.

Approx. 40 bots. cream, heavy—1 pt.
bottles @ .306 pt.

Approx. 535 bots. cream, heavy— $\frac{1}{2}$ pt.
bottles @ .162 $\frac{1}{2}$ pt.

Approx. 665 qts. cream, heavy—1 qt.
bottles @ .549 qt.

GENERAL LEAD BATTERIES
COMPANY, Newark, N. J.

(Public Safety)

Approx. 4 storage batteries — Titan
TJ 17 @ \$12.93 each.

Approx. 8 storage batteries — Titan
SHQM 11 @ \$51.30 each.

Approx. 4 storage batteries—Titan T
13 @ \$17.90 each.

Approx. 6 storage batteries — Titan
RE 19 @ \$6.94 each.

THE PORTABLE LIGHT COM-
PANY, INC., Newark, N. J.

Approx. 60 Portolite batteries—half
mile ray @ \$13.00 each.

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that John J. Boyle, 472 South Orange Avenue, Newark, N. J., whose name has been certified by the Civil Service Commission as

eligible, be and he hereby is appointed temporarily to the position of Carpenter in the Department of Public Affairs, Newark Airport, at a compensation of \$1.75 per hour, the prevailing rate, effective March 24, 1939.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e ,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that J. Henry Negus, Engineering Draftsman in the Department of Public Affairs, whose name has been certified by the Civil Service Commission as eligible, be and he hereby is appointed permanently to the position of Engineering Draftsman in the Department of Public Affairs, Bureau of Street Cleaning, at a compensation of \$2,400.00 per annum, his present compensation, effective February 1, 1939.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e ,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the last half of March, 1939, and the weekly payrolls as hereinafter set

forth, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

James L. Walsh, Elevator Operator, suspended without pay on February 16th, 1939, reinstated as of March 16th, 1939.

Josephine Nester, temporary Telephone Operator, terminated her services effective as of March 15th, 1939.

Walter Dickerman, temporary Watchman, terminated his services effective as of March 16th, 1939.

Matthew J. O'Brien has been temporarily appointed as Watchman at a salary of \$1,200.00 per annum, effective as of March 16th, 1939.

Mr. O'Brien is not a new appointee but is being employed for relief work for a short period of time.

Catherine McEnroe, Cleaner, died on March 10th, 1939.

Sadie Burger, Cleaner, died on March 16th, 1939.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e ,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, Vincent J. Murphy, Director of the Department of Revenue and Finance, has filed with the United States Works Progress Administration, a project application to

prepare a tax assessment procedure for the City of Newark; and

WHEREAS, said project application has been approved by the President of the United States and an allotment of Federal funds made for its operation in the amount of \$96,837.00 which is contingent upon the expenditure of \$72,048.00 by the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the Director of the Department of Revenue and Finance is hereby authorized to expend the sum of \$72,048.00 for the purpose aforesaid, of which \$24,600 shall be in cash.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Vincent J. Murphy, Director of the Department of Revenue and Finance, has filed with the United States Works Progress Administration, a project application to prepare a tax assessment procedure for the City of Newark; and

WHEREAS, said project proposal has been approved by the United States Works Progress Administration; and

WHEREAS, it is desirable that the City of Newark employ at its expense a Project Director to represent the City in the operation of said project; and

WHEREAS, the name of Charles F. Evans was submitted with the Project application to act as such Project Di-

rector, and his qualifications, training and experience, was approved by the United States Works Progress Administration;

THEREFORE BE IT RESOLVED that the position of such Project Director be and the same is hereby established at a salary of Five thousand (\$5,000) dollars per annum, payable monthly by the City, out of funds appropriated in the Budget for Works Progress Administration projects;

AND BE IT FURTHER RESOLVED, that the City of Newark employ as such Project Director Charles F. Evans, at the compensation hereinabove set forth, said employment and salary to commence as of March 15th, 1939, such employment to continue and/or terminate at the discretion of the Director of the Department of Revenue and Finance.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Nathan Ruebens (Colonial Life Insurance Co., owner); for the alteration of a public garage and construction of gasoline station in a 2nd business district; premises 296-304 Washington Street; same to be constructed and

operated in conformity with the rules of the Board of Adjustment and the plan filed therewith; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: Were there any objectors?

Mr. Rankin: (Secretary of the Adjustment Board): No.

Commissioner Byrne: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment
Newark, N. J., March 21, 1939.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Ad-

justment held this day resolutions were adopted recommending to your Honorable Body in accordance with Section 9, Chapter 274, P. L. 1928, (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*15 South Sixth Street; Simon Ameling; renewal of permit for automobile parking station; such use to be limited to the period of one year ending March 13, 1940;

646-668 Summer Avenue; Our Lady of Good Counsel Church, owner; construction of church beyond the required setback line;

*468 Broadway; Stohler Auto Electric; renewal of permit for gasoline, motor oil and battery station; such use to be limited to the period of one year ending March 15, 1940;

341 Roseville Avenue; Michael A. Megaro; in a 3rd residence district the establishment of a funeral home.

Respectfully submitted,

Board of Adjustment.
R. B. Rankin, Secretary.

(These matters to be heard by the Board of Commissioners at its meeting of March 22, 1939.)

Received, copy to be sent to each Commissioner and further action postponed to March 29, 1939.

The City Clerk: There are referred to us by the Board of Adjustment, four zoning matters two of which are renewals and can be disposed of at this time.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in the case of Simon Ameling, 15 South Sixth Street, and the Stohler

Auto Electric Company, 468 Broadway, and Our Lady of Good Counsel Church, 646-668 Summer Avenue.

Commissioner Franklin: I move that the rules be suspended in those instances.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Simon Ameling (Estate of Fred Kilgus, owner); for the renewal of permit for automobile parking station; premises 15 South Sixth Street; such use to be limited to the period of one year ending March 13, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move that

we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Stohler Auto Electric (Elizabeth Glennon, owner); for the renewal of permit for gasoline, motor oil and battery station; premises 468 Broadway; such use to be limited to the period of one year ending March 15, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas Commissioners B y r n e ,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Our Lady of Good Counsel Church, owner; for the construction of church beyond the required setback line; premises 646-668 Summer Avenue;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The City Clerk: Mr. Kiernan appeared before the Board and asked for the suspension of rules in a matter in which time is the essence, and no objectors appeared before the zoning board. It is the matter of the application of Our Lady of Good

Counsel Church, 646-668 Summer Avenue.

Mayor Ellenstein: Is there anybody who desires to be heard in opposition to this application?

Commissioner Byrnes: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e ,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e ,
Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N J , March 29, 1939

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M.

Director Murphy appeared at 11 A. M. and because of a lack of quorum adjourned the meeting to 4:30 P. M.

* * * *

Newark, N. J., March 29, 1939.

An Adjourned meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 4:30 P. M.

Present: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Absent: Commissioner Franklin.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Byrne: I move the reading of the minutes be dispensed with.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Murphy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance authorizing the issuance of \$510,000 of Bonds of the City of Newark for the purpose of funding outstanding indebtedness of said City.

The Board of Commissioners of the City of Newark Do Ordain as follows:

Section 1. It is hereby determined and stated that the State House Commission of the State of New Jersey has, pursuant to Chapter 258 of the Laws of 1938 of New Jersey, as amended, permitted and directed the State Highway Commissioner of New Jersey to settle, compromise and adjust a claim of the State of New Jersey against the City of Newark arising out of the laying out of the State Highway known as Route No. 21, and that said State Highway Commissioner and said City have, pursuant to said act, duly executed an agreement evidencing the settlement of said claim, and that said agreement so executed requires that said City pay to the State of New Jersey in settlement of said claim the sum of Seven Hundred Fifty Thousand Dollars (\$750,000), and that there are no funds in the City Treasury of said City which may lawfully be used to pay said claim, other than the sum of Two Hundred Forty-one Thousand, Two Hundred Fifty-one and 34/100 Dollars (\$241,251.34), which sum has heretofore been raised by the issuance of bonds of said City, and that said City is authorized by Section 40: 1-62 of the Local Bond Law of New Jersey to issue bonds to fund or refund said claim.

Section 2. Pursuant to the provisions of Section 40: 1-62 of the Local Bond Law of New Jersey, there shall be issued negotiable bonds of the

City of Newark, of the aggregate principal amount of Five Hundred Ten Thousand Dollars (\$510,000), to be designated "Land Acquisition Funding Bonds." The moneys raised by the issuance of said bonds shall be used solely for the purpose of funding Five Hundred Eight Thousand, Seven Hundred Forty-eight and 66/100 Dollars (\$508,748.66) of said claim of the State of New Jersey and to pay the cost of issuing said Land Acquisition Funding Bonds, which cost is hereby stated to be the sum of One Thousand Two Hundred Fifty-one and 34/100 Dollars (\$1,251.34) or so much of said sum as may be necessary for such purpose.

Section 3. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. Said bonds shall be payable in annual installments on May 1st in each year as follows, viz.: Fifteen Thousand Dollars (\$15,000) of bonds in each of the years 1940 to 1949, inclusive, and Twenty Thousand Dollars (\$20,000) of bonds in each of the years 1950 to 1967, inclusive.

Section 4. All matters with respect to said Land Acquisition Funding Bonds not determined by this ordinance shall be determined by resolutions duly adopted by said Board of Commissioners.

Section 5. An ad valorem tax shall be levied annually upon all the taxable property within said City for the purpose of paying the principal of and interest on any bonds issued pursuant to this ordinance, and said tax so levied shall be levied in an amount sufficient for said purpose.

Section 6. This ordinance shall take effect at the time and in the manner provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that April 12th, 1939, at 11 A. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Duffy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

WHEREAS, On or about March 23, 1938, Mayor Ellenstein appointed a Newark World's Fair Committee and appointed Herbert S. Waters chairman of said Committee for the purpose of making plans and offering suggestions as to the activities of The City of Newark in connection with the World's Fair to be conducted in New York City; and

WHEREAS, there will be thousands of visitors at the said World's Fair, and a vast number of these will pass through The City of Newark; and,

WHEREAS, the Newark World's Fair Committee has suggested that this would be a proper time to adver-

known the many advantages of The City of Newark; and

WHEREAS, the Newark World's Fair Committee has recommended that a campaign be conducted to advertise the advantages of The City of Newark; and,

WHEREAS, the Board of Commissioners of The City of Newark are of the opinion that during the period of the World's Fair it would be to the benefit of The City of Newark to advertise its many advantages; and,

WHEREAS, it will necessitate the expenditure of money to properly advertise the various advantages and facilities of The City of Newark;

THEREFORE BE IT ORDAINED
By the Board of Commissioners of
The City of Newark:

1. That the sum of Two Thousand Five Hundred Dollars (\$2,500.00) be and the same is hereby appropriated from the Contingent Fund to be expended for advertising the advantages of The City of Newark during the period of the New York World's Fair.

2. The aforesaid sum shall be expended in conjunction with the campaign to be conducted by the Newark World's Fair Committee to advertise the business and residential advantages of The City of Newark.

3. Payments from the said sum shall be made by the Director of the Department of Revenue and Finance upon presentation to him by the Newark World's Fair Committee of the bills for disbursements and expenses in connection with the said advertising campaign and upon certification by the Director of the Department of Public Affairs.

This ordinance shall take effect upon passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that April 12th, 1939, at 11 A. M. Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to amend and re-enact the ordinance entitled "An Ordinance providing for the issuance of \$500,000 Public Improvement Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," adopted on the 9th day of November, 1938, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Murphy: I move that further consideration of the ordinance be laid over until April 5th, 1939.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

The City Clerk presented an ordinance "WHEREAS: The Board of Commissioners of The City of Newark believe that a majority of those who labor in the diversified industrial occupations of the city are in favor of an hour's daylight saving, and that it is beneficial for mental improvement and physical recreation," and stated that today was the time fixed for hearing on the same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Duffy moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the following ordinance be taken up on second reading:

WHEREAS: The Board of Commissioners of The City of Newark believe that a majority of those who labor in the diversified industrial occupations of the City are in favor of an hour's daylight saving, and that it is beneficial for mental improvement and physical recreation.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Duffy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the ordinance be taken upon third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the title of "WHEREAS: The Board of Commissioners of The City of Newark believe that a majority of those who labor in the diversified industrial occupations of the City are in favor of an hour's daylight saving, and that it

is beneficial for mental improvement and physical recreation," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

WHEREAS: The Board of Commissioners of The City of Newark believe that a majority of those who labor in the diversified industrial occupations of the City are in favor of an hour's daylight saving, and that it is beneficial for mental improvement and physical recreation.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to amend an ordinance entitled "An Ordinance to limit the number of plenary retail consumption licenses and plenary retail distribution licenses to sell alcoholic beverages at retail in The City of Newark, and to regulate the renewing and transferring of plenary retail consumption licenses and plenary retail distribution licenses to sell alcoholic beverages at retail in The City of Newark," adopted May 4, 1938, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein. Is there any person who desires to be heard on this ordinance?

Mr. Louis Piltz, 1051 Bergen Street, representing the Grocers' Federation, with a membership of four hundred, appeared and opposed the ordinance.

Mr. Samuel Poleshuck, 1172 Raymond Boulevard, appeared and stated there were at present 35 licensees within a radius of four blocks, consisting of taverns, package and combination stores, and opposed the ordinance.

Mr. Frederick C. Ritger, 45 Lincoln Park, representing the Washington-Linden Co. urged adoption of the ordinance.

Mayor Ellenstein: My own opinion is that a business of this character does not help the merchants or the City to the slightest degree. On the contrary, I think it is economically unsound. I can see that this amendment would be fraught with a great deal of danger. I will entertain a motion that the ordaining clause be stricken.

Commissioner Murphy: I so move you.

Commissioner Duffy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Eighteen Thousand One Hundred Thirty Dollars and Thirty-two Cents (\$18,130.32) be and the same is hereby appropriated to persons named on

the annexed certified lists, being the bills and claims of the Department of Revenue and Finance as follows:

Remissions Prior Years

Taxes\$ 18,130.32

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifteen Thousand Eight Hundred Forty-five Dollars and Fourteen Cents (\$15,845.14) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve for Liabilities	
Revenue and Finance\$	823.61
Treasurer's Office	15.00
Street Improvements—	
Advertising	120.12
Tax Board	1,426.75
Municipal Employees Pension	13,459.66
	<u>\$ 15,845.14</u>

Vincent J. Murphy
M. Ellenstein
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nine Hundred Eleven Dollars and Sixty-six cents (\$911.66) be and the

same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Director's Office	\$ 42.25
Board of Adjustment	13.50
Newark City Hospital	
Project No. 5410-7 WPA.....	166.66
City Sundries	131.75
Law Department	557.50
	<u>\$911.66</u>

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seventy-five Dollars and Eighty Cents (\$75.80) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

United States Social Hygiene Fund	\$75.80
---	---------

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of One Thousand, Sixty-three Dollars and Forty Cents (\$1,063.40) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Printing and Stationery	\$213.40
Public Buildings—	
Reserve for Liability	850.00
	<hr/>
	\$ 1,063.40

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Three Hundred Twenty-five Dollars and Three Cents (\$3,325.03) be and the same is hereby appropriated to the City Treasurer, same being the weekly payroll of the Department of Parks and Public Property for weeks ending March 22nd and March 25th, 1939, as follows:

Shade Tree	\$2,035.03
Public Buildings	1,290.00
	<hr/>
	\$3,325.03

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Three Thousand, Eight Hundred Twenty-two Dollars and Eighty-eight Cents (\$3,822.88) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction	
(WPA Project 3531-7)	\$3,405.44
Sewer Construction	
(WPA Project 4813-7)	190.00
Sewer Construction	
(WPA Project 4813-7)	227.44
	<hr/>
	\$3,822.88

M. Ellenstein
Vincent J. Murphy
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-eight Dollars (\$58.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Cleaning	\$58.00
-----------------------	---------

M. Ellenstein
Vincent J. Murphy
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners Byrne, Duffy,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Thirty-six Thousand, Two Hundred
Twenty-eight Dollars and Sixty-five
Cents (\$36,228.65) be and the same
hereby is appropriated to the persons
named, as per certified list attached,
being the gross amount of bills con-
tracted and chargeable to the Depart-
ment of Public Affairs, as follows:

City Treasurer, weekly payroll,
Period Ending March 22, 1939:

Newark Airport	\$ 2,435.00
Bureau of Motors	2,649.28
Bureau of Streets	1,351.37
Bureau of Sewers	830.39
House Sewer Connections..	403.78
Bureau of Street Cleaning	18,666.07
Street Construction	565.47
Bureau of Docks	728.40
Bureau of Water	8,607.89
	<hr/>
	\$ 36,228.65

M. Ellenstein
Vincent J. Murphy
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Forty-one Thousand, Fifty-three Dol-
lars and Eight-one Cents (\$41,053.81)
be and the same hereby is appropriat-
ed to the persons named, as per certi-
fied list attached, being the gross
amount of bills contracted and
chargeable to the Department of
Public Affairs, as follows:

Passaic Valley Sewer	
Maintenance	\$41,053.81

M. Ellenstein
Vincent J. Murphy
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Seven Hundred Dollars (\$700.00) be
and the same hereby is appropriated
to the persons named, as per certified
list attached, being the gross amount
of bills contracted and chargeable to
the Department of Public Affairs, as
follows:

Water	\$700.00
-------------	----------

M. Ellenstein
Vincent J. Murphy
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
One Hundred Fourteen Dollars and
Forty Cents (\$114.40) be and the
same hereby is appropriated to the
persons named, as per certified list
attached, being the gross amount of
bills contracted and chargeable to the
Department of Public Affairs, as fol-
lows:

City Planning (WPA	
Project 5358-7)	\$114.40

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Duffy, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

RESOLVED: That the following named persons be and he is hereby appointed a Constable of the City of Newark, for the term expiring December 31, 1939:

Louis Pastore, 54 Norwood Street.

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the following bond be and the same is hereby approved as to sufficiency:

Louis Pastore.

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: By the Board of Commissioners of the City of Newark, that the following local budget for Debt Service for the fiscal year 1939 be and the same is hereby approved; and

BE IT FURTHER RESOLVED That a public hearing upon said budget will be held in the City Hall, Newark, N. J., on April 12th, 1939, at 10 o'clock in the forenoon, when and where objections thereto may be presented by any taxpayer of said City; and,

BE IT FURTHER RESOLVED That the City Clerk be and he is hereby directed to publish said budget, together with a notice of the time and place of public hearing thereon in accordance with the law and also to forward two certified copies of the budget of Debt Service as approved, to the Commissioner of Local Government at Trenton, N. J.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

BUDGET—DEBT SERVICE

	Amount Appropriated 1939	Amount Appropriated 1938	Expended & Reserved 1938
Interest on Bonds	\$4,153,279.26	\$4,427,554.73	\$4,427,554.73
General Bonds	\$3,402,243.76	\$3,656,944.23	\$3,656,944.23
School Bonds	751,035.50	770,610.50	770,610.50
Sinking Fund	307,222.10	307,222.10	307,222.10
General Bonds	208,822.85	208,822.85	208,822.85
School Bonds	98,399.25	98,399.25	98,388.25
To Redeem Bonds	4,554,775.37	4,300,100.37	4,300,100.37
General Bonds	4,105,775.37	3,869,100.37	3,869,100.37
School Bonds	439,000.00	431,000.00	431,000.00
General Interest	54,475.00	18,000.00	6,781.71
Temporary Loans	12,075.00	10,000.00	6,781.71
Bonds to be issued	42,400.00	8,000.00	.....
Down Payment—Capital Improvements	68,758.34	56,000.00	56,000.00
City Railway .....	.....	85,000.00	85,000.00
Port Newark Dredging .....	.....	55,000.00	55,000.00
U. S. Army Base	100,000.00	100,000.00	100,000.00
TOTALS	\$9,228,510.07	\$9,348,877.20	\$9,337,658.91

RESOLVED By the Board of Commissioners of The City of Newark, that the following local budget for Miscellaneous and Contingent Appropriations for the fiscal year 1939 be and the same is hereby approved; and

BE IT FURTHER RESOLVED That a public hearing upon said budget be held in the City Hall, Newark, N. J., on April 12th, 1939, at 10 o'clock in the forenoon, when and where objections thereto may be presented by any taxpayer of said City; and

BE IT FURTHER RESOLVED, That the City Clerk be and he is hereby directed to publish said budget, to-

gether with a notice of the time and place of public hearing thereon in accordance with the law and also to forward two certified copies of the budget of Miscellaneous and Contingent Appropriations, as approved, to the Commissioner of Local Government at Trenton, N. J.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

BUDGET—MISCELLANEOUS AND CONTINGENT APPROPRIATIONS:

	Amount Appropriated 1939	Amount Appropriated 1938	Expended & Reserved 1938
Newark Technical School	\$ 69,250.00	\$ 69,250.00	\$ 69,250.00
Passaic Valley Sewer Maintenance	304,073.13	345,976.72	345,976.72
Second River Sewer Maintenance	255.20	255.20	255.20
Joint Outlet Sewer Maintenance	16,582.48	20,926.02	20,926.02
Care and Relief of Indigent Children	3,000.00	3,000.00	2,999.91
Supreme Court Investigation .....	.....	149,123.28	149,123.28
Fiscal Agent	7,500.00	7,303.00	6,946.97
City Sundries	53,150.00	41,500.00	35,580.89
Auditing and Special Accounting	\$ 24,150.00	\$ 25,000.00	\$ 23,729.45
Legislative Expense .....	.....	7,500.00	7,383.50
Court Costs	2,000.00	2,000.00	1,645.59
Carfare	1,000.00	1,000.00	322.35
N. J. League of Municipalities	1,500.00	1,500.00	1,500.00
Conference of Mayors	1,500.00	1,500.00	.....
Dues—Conference of Mayors	1,000.00	1,000.00	1,000.00
Stenographic Work	2,000.00	1,000.00	.....
Recording Tax Sale Certificates .....	.....	1,000.00	.....
Printing Annual Report	4,500.00	.....	.....
Newspapers	500.00	.....	.....
Newark Safety Council	10,000.00	.....	.....
Maintenance of Foreclosed Properties	5,000.00	.....	.....
Contingent	\$ 453,810.81	\$ 637,334.22	\$ 631,058.99
	25,000.00	25,000.00	17,544.56

RESOLVED: By the Board of Commissioners of the City of Newark, that the following local budget for General Resources, Delinquent Tax and Tax Title Lien Anticipations for the fiscal year 1939 be and the same is hereby approved; and,

BE IT FURTHER RESOLVED, That a public hearing upon said budget be held in the City Hall, Newark, N. J., on April 12th, 1939, at 10 o'clock in the forenoon, when and where objections thereto may be presented by any taxpayer of said City; and,

BE IT FURTHER RESOLVED, That the City Clerk be and he is hereby directed to publish said bud-

get, together with a notice of the time and place of public hearing thereon in accordance with the law and also to forward two certified copies of the budget for General Resources, Delinquent Tax and Tax Title Lien Anticipations as approved, to the Commissioner of Local Government, at Trenton, N. J.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

GENERAL REVENUES:

	Anticipated 1939	Anticipated 1938	Realized in Cash 1938
Surplus Revenue Cash			
Appropriated	\$ 548,152.57	.....	.....
Surplus Revenue—Non-Cash			
Appropriated	536,230.38	\$2,221,809.83	\$2,207,199.86
	<u>\$1,084,382.95</u>	<u>\$2,221,809.83</u>	<u>\$2,207,199.86</u>
Delinquent Tax Collections—			
(1939 Estimated 44.77%)	\$6,029,145.83	\$5,427,523.13	\$5,931,574.51
Tax Title Lien Collections—			
(1939 Estimated 16.25%)	\$ 671,886.59	\$ 856,106.36	\$ 599,625.58

WHEREAS, The City Commission deems it advisable to anticipate, increase and to insert certain items of revenue, and additional revenues in the 1939 budget;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark that the consent of the Commissioner of Local Government is hereby requested for the inclusion of the following as anticipated revenue:

Smoke Abatement Bureau
Fees\$2,421.00
Zoning Board Fees 2,130.00
Bill Board Tax 460.00
Foreclosing Property Rents.. 370.00
Farmers' Market eFes 3,200.00

Surplus Accounts—

Farmers' Market22,178.03
Green and Franklin Street
Property 178.03
Foreclosed Property 1,414.21

and permission to include as additional revenue on account of the following item:

Leases and Rentals of City
Owned Property\$12,101.25

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark, that the following local budget for Local School, County, State, School and Soldiers Bonus Appropriations for the fiscal year 1939 be and the same is hereby approved; and,

BE IT FURTHER RESOLVED, That a public hearing upon said budget be held in the City Hall, Newark,

LOCAL SCHOOL, COUNTY, STATE SCHOOL AND SOLDIERS BONUS APPROPRIATIONS:

	Amount Appropriated 1939	Amount Appropriated 1938	Expended & Reserved 1938
Local School Taxes	\$7,860,000.00	\$7,930,000.00	\$7,930,000.00
County Taxes	4,810,434.48	4,810,434.48	4,810,434.47
State School Taxes	2,541,920.14	2,541,920.14	2,541,920.14
Soldiers Bonus Tax	173,190.65	173,190.65	173,190.65
	\$15,385,545.27	\$15,455,545.27	\$15,455,545.26

RESOLVED, by the Board of Commissioners of the City of Newark, that the following local budget for the Department of Revenue and Finance for the fiscal year 1939 be and the same is hereby approved; and

BE IT FURTHER RESOLVED, that a public hearing upon said bud-

N. J., on April 12th, 1939, at 10 o'clock in the forenoon, when and where objections thereto may be presented by any taxpayer of said City; and,

BE IT FURTHER RESOLVED, That the City Clerk be and he is hereby directed to publish said budget, together with notice of the time and place of public hearing thereon in accordance with the law and also to forward two certified copies of the budget of Local School, County, State School and Soldiers Bonus Appropriations as approved, to the Commissioner of Local Government at Trenton, N. J.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

get be held in the City Hall, Newark, N. J., on April 12th, 1939, at 10 o'clock in the forenoon, when and where objections thereto may be presented by any taxpayer of said City; and

BE IT FURTHER RESOLVED, that the City Clerk be and he is

hereby directed to publish said budget, together with a notice of the time and place of public hearing thereon in accordance with the law and also to forward two certified copies of the budget of the Department of Revenue and Finance, as approved to the Commissioner of Local Government at Trenton, N. J.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

BUDGET—DEPARTMENT OF REVENUE AND FINANCE

	Amount Appropriated 1939		Amount Appropriated 1938		Expended & Reserved 1938	
Director's Office		\$ 35,291.00	\$	\$ 35,287.99	\$	\$ 35,287.99
Personal Service	\$ 32,200.00		\$ 31,400.00		\$ 31,400.00	
Other than Personal Service	3,091.00		3,887.99		3,887.99	
Comptroller's Office		63,160.00		89,540.00		89,540.00
Personal Service	62,350.00		75,272.28		75,272.28	
Other than Personal Service	810.00		14,267.72		14,267.72	
Auditor's Office		55,580.00		57,026.22		57,026.22
Personal Service	54,180.00		49,574.38		49,574.38	
Other than Personal Service	1,400.00		7,451.84		7,451.84	
Treasurer's Office		27,150.00		25,000.00		25,000.00
Personal Service	24,170.00		22,217.96		22,217.96	
Other than Personal Service	2,980.00		2,782.04		2,782.04	
Tax Board		210,170.00		216,247.95		216,247.95
Personal Service	174,670.00		194,632.73		194,632.73	
Other than Personal Service	35,500.00		21,615.22		21,615.22	
Tax Receiver's Office		108,965.00		72,308.00		72,308.00
Personal Service	92,260.00		64,435.24		64,435.24	
Other than Personal Service	16,705.00		7,872.76		7,872.76	
Arrears of Personal Taxes		45,300.00		48,755.00		48,755.00
Personal Service	44,550.00		46,485.73		46,485.73	
Other than Personal Service	750.00		2,269.27		2,269.27	
Comms. Assessment—Local Improvements		27,080.00		22,923.84		22,923.84
Personal Service	20,880.00		21,394.25		21,394.25	
Other than Personal Service	6,200.00		1,529.59		1,529.59	

BUDGET—DEPARTMENT OF REVENUE AND FINANCE (Continued)

	Amount Appropriated 1939	Amount Appropriated 1938	Expended & Reserved 1938
Tax Revaluation		11,321.00	11,321.00
Personal Service		9,700.00	9,700.00
Other than Personal Service		1,621.00	1,621.00
Tax Installment Bureau		3,303.00	3,303.00
Personal Service		2,899.92	2,899.92
Other than Personal Service		403.08	403.08
Foreclosure Costs		35,000.00	35,000.00
Advertising Tax Sale	18,000.00	15,000.00	15,000.00
Surety Bonds	2,812.50		
W. P. A. Project		30,000.00	30,000.00
District Courts		57,294.99	57,294.99
Personal Service	53,480.00		
Other than Personal Service	3,278.00		54,470.00
Sinking Fund Commission		4,900.00	2,824.99
Personal Service	4,300.00		4,300.00
Other than Personal Service	1,100.00		600.00
Pension Funds		564,731.17	564,831.17
Fire and Police Pension Fund	509,525.13	479,292.54	479,292.54
Board of Works Pension Fund	35,470.61	34,396.33	34,396.33
Board of Health Pension Fund	18,756.27	17,493.15	17,493.15
Municipal Employees Pension Fund	31,985.10	33,649.15	33,649.15
Pension Salaries	3,000.00		
SUB TOTAL	1,254,403.61	1,288,739.16	1,288,739.16
Emergency Appropriation			
Mechanical Equipment		17,000.00	
TOTALS	1,254,403.61	1,305,739.16	1,288,739.16

Total appropriated in 1938 figures shown above indicate the condition of the 1938 appropriations after transfers.

RESOLVED, by the Board of Commissioners of the City of Newark, that the following local budget for Miscellaneous Revenue Anticipated for the fiscal year 1939 be and the same is hereby approved; and

BE IT FURTHER RESOLVED, that a public hearing upon said budget be held in the City Hall, Newark, N. J., on April 12th, 1939, at 10 o'clock in the forenoon, when and where objections thereto may be presented by any taxpayer of said City; and

BE IT FURTHER RESOLVED, that the City Clerk be and he is hereby directed to publish said budget,

together with a notice of the time and place of public hearing thereon in accordance with the law and also to forward two certified copies of the budget of Miscellaneous Revenue Anticipated as approved, to the Commissioner of Local Government at Trenton, N. J.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

MISCELLANEOUS REVENUE ANTICIPATED:

	1939	1938	Realized in cash 1938
Gross Receipts Taxes	\$ 890,150.00	\$ 700,000.00	\$ 533,633.14
5% Trolley Tax	40,493.00	50,000.00	40,493.95
Purchase Taxes	881,525.00	600,000.00	489,495.97
Jitney Tax	228,007.00	199,400.00	228,007.92
General Licenses	114,197.00	113,600.00	114,197.38
Liquor Licenses	625,751.00	629,900.00	625,751.10
Interest and Costs on Taxes and Assessments	856,863.00	842,607.97	856,863.12
District Courts	41,298.00	41,700.00	41,298.45
Police Courts	87,964.00	76,900.00	87,964.90
Tax Title Searches	7,036.00	8,400.00	7,036.00
Tax Sale Costs	20,825.00	18,200.00	20,825.96
Construction and Alteration of Buildings	28,834.00	36,300.00	28,834.67
Bureau of Health	16,169.00	31,100.00	16,169.36
City Clerk's Fees	5,856.00	5,600.00	5,856.40
Public Library Fees	20,004.00	19,800.00	20,004.89
Public Sewer Connections	1,330.00	1,300.00	1,330.00
Bureau of Baths	21,231.00	22,500.00	21,231.03
Fire Department	21,178.00	17,700.00	21,178.81
Leases and Rentals of City Owned Property	144,700.00	127,100.00	147,303.84
Bill Board Tax	2,511.00	1,500.00	2,511.71
City Hospital	26,169.00	32,800.00	26,169.53

MISCELLANEOUS REVENUE ANTICIPATED:

	1939	1938	Realized in cash 1938
Convalescent Hospital	1,084.00	1,100.00	1,084.95
Public Outings		200.00	
Passaic Valley Sewer Maintenance	27,920.66	31,615.92	34,920.64
Rent Army Base	100,000.00	25,000.00	25,000.00
Rent City Railway		15,000.00	5,000.00
Reimbursement of Lighting Inspector—Salary	1,500.00	1,500.00	1,500.00
Shade Trees		700.00	1,128.28
Gas Tax Refund	20,242.00		
Public Lighting	3,191.00		
Excess from Dedicated Revenues — Bureau of Docks		23,600.00	17,074.45
Municipal Farmers' Market		9,200.00	
TOTALS	\$4,236,028.66	\$3,684,323.89	\$3,421,866.45

RESOLVED, by the Board of Commissioners of the City of Newark, that the following local budget for Deficits and Statutory Expenditures for the fiscal year 1939 be and the same is hereby approved; and

BE IT FURTHER RESOLVED that a public hearing upon said budget be held in the City Hall, Newark, N. J., on April 12th, 1939, at 10 o'clock in the forenoon, when and where objections thereto may be presented by any taxpayer of said City; and

BE IT FURTHER RESOLVED, that the City Clerk be and he is hereby directed to publish said budget, to-

gether with a notice of the time and place of public hearing thereon in accordance with the law, and also to forward two certified copies of the budget of Deficits and Statutory Expenditures as approved, to the Commissioner of Local Government at Trenton, N. J.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

BUDGET DEFICITS AND STATUTORY EXPENDITURES:

	Amount Appropriated 1939	Amount Appropriated 1938	Expended & Reserved 1938
Discount on Taxes	\$ 68,479.65	\$ 51,457.83	\$ 51,457.83
Dock Department Deficit, 1937		13,912.25	13,912.25
Emergency Appropriation	458,996.86	1,111,234.05	1,111,234.05
Assessment Deficiency Openings		183,298.00	183,298.00

BUDGET DEFICITS AND STATUTORY EXPENDITURES:

	Amount Appropriated 1939	Amount Appropriated 1938	Expended & Reserved 1938
Assessment Deficiency Pavings	9.02		
Deficit of Surplus Cash Appropriated		244,496.78	244,496.78
Overexpenditure of Appropriation Reserve		6,017.47	6,017.47
Overexpenditure—Water Department, 1937		30,246.85	15,636.88
Expenditures without appropriation:			
Maintenance Foreclosed Property		1,600.87	1,600.87
Centre Market		3,728.75	3,728.75
Judgments	8,754.37	2,836.56	2,836.56
1936 Emergency Relief		300,000.00	300,000.00
1937 Emergency Relief		700,000.00	700,000.00
Farmers Market Deficit, 1937		775.20	775.20
Overexpenditure—Capital Prior Year		10,231.19	10,231.19
Due to Current from Capital Account		674,666.00	674,666.00
Deficit Newark Airport, 1939			
Deficit Newark Airport, 1938		40,000.00	17,274.63
Deficit Newark Airport, 1935		61,896.96	61,896.96
Capital Overexpenditure, 1937-38	9,250.00	6,919.67	6,919.67
Unappropriated Capital Costs		2,022,029.14	2,022,029.14
Alteration of Power House—Unfunded		58,686.33	58,686.33
Expense Re: Sale of Foreclosed Property		12.80	12.80
Unpaid 1937 Salaries		6,927.42	6,927.42
Cash Deficit, 1937		1,880,265.69	1,864,726.66
TOTALS	\$ 545,489.90	\$7,411,239.81	\$7,358,365.44

WHEREAS, I. Merin & Son, Inc., is the owner of record of premises known as No. 351 Keer Avenue, Newark, Block 3735, Lot 27; and

WHEREAS, said premises were assessed at a valuation of \$5,100.00 for 1938, being \$1,600.00 on land, tax \$73.76, and \$3,500.00 on improvements; tax \$161.35; and

WHEREAS, said assessment on improvements was erroneous because the improvements were not erected until after November 1st, 1937;

BE IT THEREFORE RESOLVED, by the Board of Commissioners of the City of Newark that the assessment on improvements for 1938 being \$3,500.00, tax \$161.35, erroneously levied on property known as No. 351 Keer Avenue, Block 3735, Lot 27, be cancelled and that the Comptroller be and he is hereby authorized to cancel the same of record.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

WHEREAS, the Columbia Radiator Company, formerly located at No. 429 Adams Street, Newark, was assessed at a valuation of \$10,200.00, tax \$470.22 for personal property for 1938; and

WHEREAS, said assessment was erroneous because the said taxpayer had moved from the city in 1937 and any personal property remaining in Newark on the assessing date was located in the Jefferson Terminal, a public warehouse;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the assessment of \$10,200.00 for personal property, tax \$470.22, erroneously levied against the Columbia Radiator Company for 1938 be cancelled and that the Receiver be and he is hereby authorized to cancel the same of record.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

WHEREAS, August Elbrecht died in 1937 leaving an estate which was assessed at a valuation of \$4,000.00 for 1938; and

WHEREAS, the estate actually was not worth more than \$2,000.00 on October 1st, 1937;

BE IT THEREFORE RESOLVED, by the Board of Commissioners of the City of Newark that the assessment of \$4,000.00, tax \$184.40 levied against the estate of August Elbrecht for 1938 be reduced to \$2,000.00, tax \$92.20, and that the Receiver be and he is hereby authorized to note said reduction upon his records and to cancel the balance of \$92.20.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering paper towels, forage and coal for the Department of Public Affairs, Public Works, Public Safety and Parks and Public Property, and wire and cable for the Department of Public Safety.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, that the Director of the Department of Public Affairs be and he hereby is directed to advertise for sealed proposals for the furnishing and delivering of about 3800 linear feet of 48-inch pipe and fittings, to be laid as a Works Progress Administration Project in South Ninth Street south of Central Avenue, being Section 4 of the Aqueduct from the Bloomfield Avenue Tower to the South Orange Avenue Reservoir; and (or) in North Fifth Street between Davenport Avenue and Bloomfield Avenue. Said proposals are to be received at such time and place as the said Director shall, in proper advertisement, designate.

M. Ellenstein
Vincent J. Murphy
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering millwork as listed below; therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said millwork to the City of Newark, be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said millwork:

WM. H. BARKHORN COMPANY,
Newark, N. J.

(Public Safety).

Millwork for Engine No. 2, 39 Centre Street. WPA Project 4374-7 (Fire Department) as per list on file in the office of the Department of Central Purchase, for \$585.00.

work for first Precinct, Court and Washington Streets, for WPA Project 5633-7 (Police Division) as per list and sketches on file in the Department of Central Purchase, for \$1,735.00.

Materials on above to conform to trim already installed.

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, N. J., the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering dry goods and household supplies, for the various institutions in the Department of Public Works, for a period of four (4) months; therefore be it.

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said dry goods and household supplies to the City of Newark, be and the same hereby are awarded to the following named firms, in the approximate amounts set opposite their respective names, being the lowest formal bidders in response to public advertisement for sealed proposals, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said dry goods and household supplies:

Approximately

American Oil & Supply Company	\$ 214.24
Armour & Company	517.16
Fisher Cohen Company	2,727.72
Herman Kussy	608.99
Sanifect Company	237.62
Superior Duck Clothing Company	1,906.01
I. Simon & Sons	1,555.25
C. G. Winans Company	367.27
Martin Warshawsky	501.36
Unfried Barkhorn Company	490.85
(Public Works)	

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, the Director of the Department of Parks and Public Property received informal bids for the work and materials hereinafter set forth, and for which M. Lakind of 154 South Orange Avenue is the lowest responsible bidder, as determined by said Director;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to enter into a contract with M. Lakind for furnishing and installation of certain work and materials in Council Chamber and rotunda of City Hall and in Police Headquarters building, as per specifications on file in office of said Director, at price of Thirty-three dollars (\$33.00), inclusive of all work,

labor and materials, and subject to all laws governing municipal contracts.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED, by the Board of Commissioners of the City of Newark, that the following changes appearing in the payroll of the Department of Parks and Public Property for the last half of March, 1939, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

James McHugh, Laborer, injured on March 17th, 1939, while in the performance of duty; absent on account thereof; was changed from a regular hourly wage of \$.63 per hour to compensation under Workmen's Compensation in the amount of \$15.12, effective March 22nd to March 26th, 1939, inclusive, at which time he returned to duty and was placed on the payroll at his former wage of \$.63 per hour.

William Westerfield, Oiler and Wiper, granted a leave of absence, without pay, from March 21st to March 24th, 1939, inclusive.

Lloyd N. Roshon, certified by the Civil Service Commission as eligible for temporary appointment as Oiler and Wiper, was appointed to the said position from March 23rd to March 24th, 1939, inclusive, at a wage of \$9.00 per day.

Mr. Roshon was not a new ap-

pointee but was employed in a temporary capacity during the absence of Mr. Westerfield.

James Crummy, Cleaner, and Thomas Fleming, Laborer, were granted a three months' extension of time on their leave of absence, without pay, effective March 1st, 1939.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

WHEREAS, the World's Fair, under the auspices of the City of New York, is scheduled to open April 30th, 1939; and

WHEREAS, it is the consensus of opinion of the Newark World's Fair Committee and other civic organizations that the City of Newark should operate an information headquarters at a suitable site located as near the Newark Airport as possible; and

WHEREAS, it is desirable that such information headquarters be conducted under the jurisdiction of the Department of Public Affairs; and

WHEREAS, the building constructed for the Department of Public Safety known as the Ninth Precinct Station is completed and not presently being used for the purpose for which it was constructed; and

WHEREAS, this building, due to its location and structure, is well suited for use as a World's Fair information headquarters;

THEREFORE BE IT RESOLVED that the parcel of property and the building thereon now known as the Ninth Precinct Police Station be and the same is hereby transferred from the administrative jurisdiction of the Director of the Department of Public Safety to the Director of the Department of Public Affairs for use as a World's Fair information headquarters, to have and to hold for said use until and when it may and shall be determined by the Director of the Department of Public Safety that the property shall be returned to the Director of the Department of Public Safety for the purpose from which it is hereby transferred.

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, The City of Newark, under date of July 14, 1938, has leased to the Peejay Corporation the premises known as the Miller Street Farmers Market, Newark, New Jersey; and

WHEREAS, there has been established thereon a gasoline station which the Peejay Corporation desire to sublet to Municipal Market Servicenter, Inc., and request the consent of the City to such sub-letting, as required under Paragraph 12 of the said Lease; and

WHEREAS, the Director of the Department of Parks and Public Property recommends the consent of the City;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that consent be and is hereby given to the Peejay Corporation, tenant under aforesaid Lease to the premises known as Miller Street Farmers Market, to sublet to the Municipal Market Servicenter, Inc., that part of the said premises occupied and used as a service station, but nothing contained herein shall be deemed to otherwise change or modify any of the terms of the said Lease.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, on February 2, 1939, the generator at the Ivy Hill Power Plant became disabled and in need of immediate repairs; and

WHEREAS, the following the receipt by the Director of the Department of Public Works of informal bids covering such repair work from the following named companies:

Beaver Electric Co.
Davis Electric Motor Co.
Thomas H. Brooks Contracting Co.

an informal contract was awarded to the lowest bidder, Beaver Electric Co., who proposed to make the said repairs for the sum of Six hundred ninety dollars (\$690.00); and

WHEREAS, the City has advised the Fidelity and Casualty Company of New York of the said accident and required repairs in pursuance of a

policy held by the City and issued by the said Company, covering such breakdown, namely, Policy MM2082 which covers equipment in various City institutions and provides against loss from engine breakage and lack of power; and

WHEREAS, the Fidelity and Casualty Company of New York, after having inspected the said breakdown, approved the award of the said informal contract to the Beaver Electric Co. and agreed to pay forty per cent (40%) of the said repair cost, and the City has already received a check from the insurance company in the amount of Two hundred seventy-six dollars (\$276.00) covering this adjustment; and

WHEREAS, after the Beaver Electric Co. had dismantled the said generator, an examination made of the apparatus by an inspector for the insurance carrier disclosed that the fixed coils of the unit were in a seriously deteriorated condition due to twenty-five (25) years of operation; that this condition was disassociated with the breakdown of February 2, 1939, as aforesaid; and further, that because the condition of the said coils and the insulation thereof rendered certain a breakdown in the very near future, the insurance company had notified the City that unless the said additional repairs were made to the coils, it would suspend its insurance coverage on the said apparatus and assume no liability; and

WHEREAS, as a result the Director of the Department of Public Works requested and received informal bids from the same three companies hereinbefore mentioned, covering the required repairs to the said coils, and the lowest bid therefor was submitted by the Beaver Electric Co. in the amount of Five hundred twenty-four dollars (\$524.00); and

WHEREAS, this informal bid and

the informal contract previously awarded to the Beaver Electric Co. total the sum of One thousand two hundred fourteen dollars (\$1,214.00);

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that an emergency exists which did not and will not permit of the advertising for bids for the doing of the work aforesaid, and that the action of the Director of the Department of Public Works in making the contract previously awarded to the Beaver Electric Co. for the sum of Six hundred ninety dollars (\$690.00) is hereby approved and ratified, and the said Director of the Department of Public Works is further authorized to enter into a contract with the said Beaver Electric Co. for the making of the additional repairs, as aforesaid, for the sum of Five hundred twenty-four dollars (\$524.00), under and by virtue of the power and authority of Title 40; 50-1 of the Revised Statutes of 1937.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Michael A. Megaro (Angelo M. Megaro and Michael A. Megaro, Jr., owners); for the establishment of a funeral home in a 3rd residence district; premises 341 Roseville Avenue;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., March 28, 1939.

The Board of Commissioners of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937) that

the following applications for variances from the terms of the Zoning Ordinance be allowed:

157-161 Mulberry Street; Samuel Rosenberg; in a 2nd business district the alteration of a public garage and construction of gasoline station; such use to be limited to the period ending eight years from date of approval by the Board of Commissioners;

72 Belmont Avenue; Lesser & Field Co.; in a 2nd business district the storage and sale of lumber, sash, doors, trim and millwork;

*777-781 Broadway; Fred Schwaner; renewal of permit for lunch wagon; such use to be limited to the period of three years ending April 10, 1942;

*104 Halsey Street; Nicholas Giuliano; renewal of permit for automobile parking station; such use to be limited to the period of one year ending April 28, 1940;

171 Court Street (65-69 West Street); Hibernian B. & L. Assn., owner; in a 2nd business district the construction and operation of a gasoline station; such use to be limited to the period of eight years;

473-495 Frelinghuysen Avenue; Oschwald Realty Co., owner; renewal of permit for the sale and storage of used automobiles; such use to be limited to the period of one year ending March 31, 1940.

Respectfully submitted,
Board of Adjustment.
R. B. Rankin, Secretary.

(These matters to be heard by the Board of Commissioners at its meeting of March 29, 1939.)

Received, copy to be sent to each

Commissioner and further action postponed to April 5, 1939.

The City Clerk: Three of these are renewals and can be disposed of under a suspension of rules.

Commissioner Duffy: I move the rules be suspended.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Fred Schwaner (Monarch Holding Co., owner); for the renewal of permit for lunch wagon; premises 777-781 Broadway; such use to be limited to the period of three years ending April 10, 1942;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Nicholas Giuliano (The Nagrom Company, owner); for the renewal of permit for automobile parking station; premises 104 Halsey Street; such use to be limited to the period of one year ending April 28, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Oschwald Realty Co., owner; for the renewal of permit for the sale and storage of used automobiles; premises 473-495 Frelinghuysen Avenue; such use to be limited to the period of one year ending March 31, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Mayor Ellenstein: Before entertaining a motion to adjourn, I will say that under the existing law at the present time it is necessary for the City Commission to pass a tentative

budget by the fourth of April, advertise the tentative budget on the fifth, setting a date for a public hearing. Because of that circumstance it will be necessary to adjourn until Tuesday, April 4, instead of Wednesday, and it would be well for the City Clerk to be instructed to write to each one of the Commissioners that all the budgets be presented for tentative approval on next Tuesday.

Commissioner Murphy: What time on Tuesday?

Mayor Ellenstein: Tuesday after four.

Commissioner Murphy: If the press can get set up for us for the following day.

Mayor Ellenstein: They will have most of it.

Commissioner Murphy: Three departments. How about yours? Have you got yours?

Commissioner Byrne: Yes.

Commissioner Duffy: I move we adjourn to four o'clock P. M. on Tuesday, April 4, 1939.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
M. P. DUFFY.

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

MINUTES OF MEETINGS OF THE Board of Commissioners

April, 1939

Newark, N. J., April 4, 1939.

A Special Meeting of the Board of Commissioners of The City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 4:00 P. M.

Present: Commissioners Byrne Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move they be dispensed with.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

BE IT RESOLVED, By the Board of Commissioners of The City of

Newark, N. J., that the following resolutions be rescinded: No. 4538, No. 4537, No. 4539, No. 4541, No. 4542, No. 4543 and No. 4544.

This resolution rescinds all previous resolutions pertaining to the 1939 Budget, except resolution No. 4540.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

Mayor Ellenstein: The resolutions rescinding those resolutions adopted at the last meeting so as to permit the Auditor and Director Murphy to close the Budget in a more understandable manner and advertise it.

Commissioner Murphy: Today's action rescinds them.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Duffy, Franklin, Murphy, Mayor Ellenstein.

BE IT RESOLVED By the Board of Commissioners of The City of Newark, N. J., that the consent of the Commissioner of Local Government is hereby requested for the inclusion of the following item as revenue in the 1939 Budget of the City of Newark, N. J.:

Surplus Revenue—
Non-cash\$536,230.38

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

**LOCAL BUDGET OF THE CITY OF
NEWARK, COUNTY OF ESSEX,
FOR THE FISCAL YEAR 1939.**

BE IT RESOLVED, By the Board of Commissioners of The City of Newark that the following statements of revenues and appropriations shall constitute the local budget for the year 1939;

BE IT FURTHER RESOLVED, That said budget be published in Newark Evening News, Newark Morning Ledger, Newark Star-Eagle, in the issue of the fifth day of April, 1939.

Notice is hereby given that the budget and tax resolution was approved by the Board of Commissioners of The City of Newark, County of Essex, on April 4, 1939.

A hearing on the budget and tax resolution will be held at the City Hall, Newark, on the twenty-four day of April, 1939, at 4:30 o'clock in the

afternoon, at which time and place objections to said budget and tax resolution of The City of Newark for the year 1939 may be presented by any taxpayer of said municipality.

M. Ellenstein
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The Board of Commissioners of the
City of Newark, N. J.

Approved as to form and legality:

Thomas M. Kane, Assistant Corporation Counsel.

H. S. Reinchenstein,
City Clerk.

Mayor Ellenstein: All in favor of the resolution as read by the Clerk will signify—

Commissioner Byrne: Mr. Mayor, I would like to reiterate my statement that I am signing this and going along and allowing this budget to be advertised, but in no sense approving it, which I do not do.

Mayor Ellenstein: You mean adopting it?

Commissioner Byrne: Not approving it. The second paragraph. I am going to vote on it so it can be legally advertised, but I am not going along with the paragraph I approve of it.

Mayor Ellenstein: Well, that is the form that is insisted upon by the Commissioner of Local Government. And the purpose is to comply with the law. It is not any commitment by any Commissioner that he will vote for any or all of the items as contained in the Budget. That comes after the public hearing.

Commissioner Byrne: I make my-

self particularly inconsistent because I have reserved the right on any resolution at any commission meeting to take a week's notice, and here I am signing something I have not even seen.

Commissioner Franklin: That is just the language of the statute.

Mayor Ellenstein: That is mere technical language. For that matter, I haven't seen your budget. I haven't had the time to see your budget or any other budget. I haven't thoroughly gone over my own budget. But we have got to comply with the law.

Commissioner Murphy: I want to say I do not expect to be bound by anybody's budget in signing today.

Mayor Ellenstein: That is true.

Commissioner Franklin: The act should probably say "tentatively approved for the purpose of advertising," but the language of the statute says "approved," and it does not mean that.

Mayor Ellenstein: It is for the purpose of carrying out the mechanics of the state law, and for no other purpose. It is not binding on any other Commissioner.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Duffy, Franklin, Murphy, Mayor Ellenstein.

STATEMENT REQUIRED BY REVISED STATUTES 40:2-14

	1939	Actual 1938	Actual 1937
State School Tax, Estimate 1939	\$ 2,541,920.14	\$ 2,541,920.14	\$ 2,683,411.66
State Soldiers' Bonus Tax, Estimate 1939	173,190.65	173,190.65	186,609.55
County Tax, Estimate 1939	4,810,434.48	4,810,434.48	5,112,094.20
Local School Tax, Estimate 1939	7,860,000.00	7,930,000.00	7,450,000.00
Local Purpose Tax	23,499,901.16	.....	.....
As Shown by Abstract of Ratables .....	.....	25,843,451.92	20,063,409.72
Bank Stock Tax .....	.....	66,545.51	64,290.91
Totals	\$38,876,446.43	\$41,365,542.70	\$35,559,816.04
STATE AID—RELIEF FUND .....	.....	4,095,919.86	3,900,453.97
TAX RATE—Estimate 1939	4.69	4.61	3.60

LOCAL BUDGET EXPLANATORY STATEMENT

Our estimated 1939 budget, due to lack of state legislation for direct relief, includes an item of \$1,500,000.00 as Newark's share of direct relief. Including this amount our estimated 1939 budget is less than for 1938. This inclusion increases the tax rate from \$4.61 to \$4.69. This increase in the tax rate is the result of a decrease of approximately \$67,000,000.00 in the ratables for 1939. Our municipality had a cash surplus and non-cash surplus available, with approval of the Commission of Local Government, for appropriation of over \$1,000,000.

We have anticipated \$1,659,094.00 as revenue from the State of New Jersey for 1938 relief. If the Route No. 21 Highway debt bet settled for \$750,000 and paid prior to final adoption of the budget, a request will be made of the Commissioner of Local Government to reduce the budget by \$750,000. This allowance would result in a reduction of about twelve points in the tax rate.

The gross receipts and franchise taxes received were 25 per cent below the amounts anticipated due to court litigation. We are allowed by statute to include his unpaid 25 per cent as miscellaneous revenue, in addition to amounts for 1938 equal to the 1938 apportionment. We are including from 1938 unanticipated revenue, various items as anticipated miscellaneous revenue, and request their inclusion by the Commissioner of Local Government.

Newark has been on the Cash Basis Act since 1935 under Chapter 60, and our budget conforms in every respect with the Chapter 60 requirements. With a \$4.61 tax rate last year, our collections exceeded that of any prior year, indicating a hearty co-operation by the taxpayer, which we have every reason to believe will be continued throughout 1939.

RESOURCES

GENERAL REVENUES

	Anticipated 1939	Anticipated 1938	Realized in Cash 1938
Surplus Revenue—Cash	\$ 548,473.81	.....	.....
Surplus Revenue—Non-Cash	536,230.38	2,221,809.83	2,207,199.86
TOTALS	<u>\$ 1,084,704.19</u>	<u>\$ 2,221,800.83</u>	<u>\$ 2,207,199.86</u>

MISCELLANEOUS REVENUE ANTICIPATED

	Anticipated 1939	Anticipated 1938	Realized in Cash 1938
Gross Receipts Taxes 1938	\$ 179,758.00	.....	.....
Gross Receipts Taxes 1939	710,391.00	700,000.00	530,633.14
5% Trolley Tax	40,493.00	50,000.00	40,493.95
Franchise Taxes 1938	196,011.30	.....	.....
Franchise Taxes 1939	685,513.00	600,000.00	489,495.97
Jitney Tax	228,007.00	199,400.00	228,007.92
General Licenses Issued by the License Commissioner	114,197.00	113,600.00	114,197.38
Licenses and Permits for Sale of Alcoholic Beverages	625,751.00	629,900.00	625,751.10
Interest and Costs on Taxes and Assessments	856,445.00	842,607.97	856,445.13
District Courts—Listing Fees, etc.	41,298.00	41,700.00	41,298.45
Police Courts—Fines, Costs, etc.	87,964.00	76,900.00	87,964.90
Tax Search—Fees	7,036.00	8,400.00	7,036.00
Tax Sale Costs Other Than Included in Tax Sale Certificates	20,825.00	18,200.00	20,825.96
Fees for Building Alteration and Electric Work Permits	28,834.00	36,300.00	28,834.67
Bureau of Health—Licenses and Permit Fees	16,169.00	31,100.00	16,169.36

	Anticipated 1939	Anticipated 1938	Realized in Cash 1938
Receipts by City Clerk for Birth, Death and Marriage Licenses and Permits	5,856.00	5,600.00	5,856.40
Receipts by Public Library for Fines and Penalties for Lost Books	20,004.00	19,800.00	20,004.89
Public Sewer Connections—Tap Fees	1,330.00	1,300.00	1,330.00
Bureau of Baths—Fees for Towels, Soap and Bathing Suits	21,231.00	22,500.00	21,231.03
Fire Department—Fees for Combustible Permits, Moving Picture Operator Permits, etc.	21,178.00	17,700.00	21,178.81
Leases and Rentals of City Owned Property	144,700.00	127,100.00	147,906.84
Bill Board Tax as Apportioned by State of New Jersey	2,511.00	1,500.00	2,511.71
City Hospital Receipts for Patients Treated	26,169.00	32,800.00	26,169.53
Convalescent Hospital Receipts for Patients Treated	1,084.00	1,100.00	1,084.95
Public Outings .....	.....	200.00	.....
Passaic Valley Sewer Maintenance—			
Contribution by City of East Orange	27,920.66	31,615.92	34,920.64
Rent—Army Base	100,000.00	25,000.00	25,000.00
Rent—City Railway .....	.....	15,000.00	5,000.00
Reimbursement of Lighting Inspector's Salary	1,500.00	1,500.00	1,500.00
Receipts for Planting and Removal of Shade Trees .....	.....	700.00	1,128.28
Gas Tax Refund from State of New Jersey for Taxes Paid by the City	20,242.00	.....	.....
Public Lighting Reimbursement by State Highway Commission	3,191.00	.....	.....
Excess from Dedicated Revenues:—			
Bureau of Docks	30,045.40	23,600.00	17,074.45
Municipal Farmers Market .....	.....	9,200.00	.....
State Aid for Relief 1938	1,659,094.00	.....	.....
	\$ 5,924,748.06	\$ 3,684,323.89	\$ 3,419,051.46

SPECIAL REVENUES TO BE REQUESTED OF COMMISSIONER OF
LOCAL GOVERNMENT

	Anticipated 1939	Anticipated 1938	Realized in Cash 1938
Leases and Rentals of City-Owned Property	\$ 12,101.25	.....	.....
Smoke Abatement Bureau Fees	2,421.00	.....	.....
Zoning Board Fees	2,130.00	.....	.....
Billboard Tax	460.00	.....	.....
Foreclosed Property Rents	870.00	.....	.....
Farmers' Market Fees	3,500.00	.....	.....
Surplus Accounts—			
Farmers' Market	22,178.03	.....	.....
Green and Franklin Street Property	178.03	.....	.....
Foreclosed Property	1,414.21	.....	.....
Proceeds from Sale of City Property .....	.....	80,041.60	80,041.66
Capital Account Cash Surplus .....	.....	36,919.22	36,919.22
Capital Account—Non-Cash Surplus .....	.....	2,022,029.14	2,022,029.14
Reserve Released by 1938 Appropriation .....	.....	674,666.00	674,666.00
Gas Tax Refund .....	.....	25,000.00	20,242.83
Public Lighting .....	.....	4,375.00	3,191.34
Proceeds from Emergency Relief Bonds .....	.....	1,606,000.00	1,606,000.00
Rent—Army Base .....	.....	75,000.00	88,383.33
Rent—City Railway .....	.....	180,000.00	180,000.00
Totals	\$ 44,952.52	\$ 4,704,031.02	\$ 4,706,423.52
Delinquent Tax Collections (1939 Estimated 44.77%)	\$ 6,059,555.47	\$ 5,427,523.13	\$ 5,932,091.38
Tax Title Lien Collections (1939 Estimated 16.25%)	690,164.57	856,106.36	599,563.27
Emergency Revenues .....	.....	458,996.36	.....

TOTAL TAX LEVY			
	Anticipated 1939	Anticipated 1938	Realized in Cash 1938
Local Purpose	\$23,490,901.16	\$25,895,673.91	\$16,757,479.53
Local School Purpose	7,860,000.00	7,930,000.00	7,930,000.00
County Tax	4,810,434.48	4,810,434.48	4,810,434.48
Local School Tax	2,541,920.14	2,541,920.14	2,541,920.14
Soldiers Bonus Tax	173,190.65	173,190.65	173,190.65
TOTALS	\$38,876,446.43	\$41,351,219.18	\$32,213,024.80
RECAPITULATION OF REVENUES			
General Resources	\$ 1,084,704.19	\$ 2,221,809.83	\$ 2,207,199.86
Miscellaneous Revenues Anticipated	5,924,748.06	3,684,323.89	3,419,051.46
Special Revenues to Be Requested	44,952.52	4,704,031.02	4,706,423.52
Delinquent Tax Collections	6,059,555.47	5,427,523.13	5,932,091.38
Tax Title Lien Collections	699,164.57	356,106.36	599,563.27
Emergency Revenues .....	.....	458,996.36	.....
Tax Levy	38,876,446.43	41,351,219.18	32,213,024.80
GRAND TOTALS	\$52,680,571.24	\$58,704,009.77	\$49,077,354.29

BUDGET—DEPARTMENT OF PUBLIC WORKS

	Amount Appropriated 1939	Amount Appropriated 1938	Expended and Reserved 1938	
Director's Office	\$ 40,090.00	\$ 42,845.00	\$ 42,599.56	
Personal Service	\$ 37,600.00	\$ 38,640.00	\$ 38,640.00	
Other than Personal Service	2,490.00	4,205.00	3,959.56	
Employment Bureau		10,000.00	10,000.00	
Personal Service		9,990.90	9,990.90	
Other than Personal Service		9.10	9.10	
Bureau of Health	665,000.00	643,244.00	643,243.79	
Personal Service	580,800.00	563,337.69	563,337.69	
Other than Personal Service	84,200.00	79,906.31	79,906.10	
Newark City Hospital	984,902.00	946,722.00	946,320.16	
Personal Service	610,532.00	567,928.07	567,928.07	
Other than Personal Service	365,370.00	378,793.93	378,392.09	
Newark City Home	137,776.00	141,276.00	140,905.45	
Personal Service	78,233.00	80,132.65	80,132.65	
Other than Personal Service	59,543.00	61,143.35	60,772.80	
Bureau of Baths	172,136.00	168,436.00	168,427.49	
Personal Service	131,446.00	127,376.66	127,376.66	
Other than Personal Service	40,690.00	41,059.34	41,050.83	
Ivy Hill Power Plant	94,946.00	91,356.00	91,259.76	
Personal Service	66,521.00	62,140.69	62,140.69	
Other than Personal Service	28,425.00	29,215.31	29,119.07	
Convalescent Hospital	85,706.00	84,523.00	84,126.01	
Personal Service	50,084.00	46,798.88	46,798.88	
Other than Personal Service	35,622.00	37,724.12	37,327.13	

	Amount Appropriated 1939	Amount Appropriated 1938	Expended and Reserved 1938
Public Outing	1,200.00	1,215.00	1,202.65
Personal Service			
Other than Personal Service	1,200.00	1,215.00	1,202.65
Newark City Alms House	132,493.00	128,556.00	128,373.01
Personal Service	59,993.00	61,359.37	61,359.37
Other than Personal Service	72,500.00	67,196.63	67,013.64
Outdoor Poor Department	53,480.00	40,665.00	40,110.33
Personal Service	51,840.00	38,327.44	38,327.44
Other than Personal Service	1,640.00	2,337.56	1,782.89
Relief Administration	700,000.00	687,494.43	687,484.39
Personal Service	560,000.00	558,014.42	558,014.42
Other than Personal Service	140,000.00	129,480.01	129,469.97
Rental of Beds in Institutions	17,250.00	17,250.00	17,250.00
Public Band Concerts	8,000.00	8,000.00	7,998.00
Holiday Celebrations	9,200.00	9,385.00	9,013.00
Direct Relief	1,500,000.00	820,000.00	600,000.00
WPA Project (Sewing)	36,000.00	36,000.00	36,000.00
Law Department	144,100.00	100,200.00	100,010.10
Personal Service	95,000.00	93,200.00	93,023.21
Other than Personal Service	49,100.00	7,000.00	6,986.89
Board of Adjustment	13,480.00	14,313.00	14,184.67
Personal Service	11,040.00	11,100.00	11,040.00
Other than Personal Service	2,440.00	3,213.00	3,144.67
WPA Transportation	7,200.00	7,200.00	3,645.00
City Hospital WPA Project	37,000.00		
Totals	<u>\$4,839,959.00</u>	<u>\$3,998,680.43</u>	<u>\$3,772,153.57</u>

BUDGET—DEPARTMENT OF REVENUE AND FINANCE

	Amount Appropriated 1939	Amount Appropriated 1938	Expended and Reserved 1938	
Director's Office	\$ 35,291.00	\$ 35,287.99	35,287.99	
Personal Service	\$ 32,200.00	\$ 31,400.00	31,400.00	
Other than Personal Service	3,091.00	3,887.99	3,887.99	
Comptroller's Office	63,160.00	89,540.00	89,540.00	
Personal Service	62,350.00	75,272.28	75,272.28	
Other than Personal Service	810.00	14,267.72	14,267.72	
Auditor's Office	55,580.00	57,026.22	57,026.22	
Personal Service	54,180.00	49,574.38	49,574.38	
Other than Personal Service	1,400.00	7,451.84	7,451.84	
Treasurer's Office	27,150.00	25,000.00	25,000.00	
Personal Service	24,170.00	22,217.96	22,217.96	
Other than Personal Service	2,980.00	2,782.04	2,782.04	
Tax Board	210,170.00	216,247.95	216,247.95	
Personal Service	174,670.00	194,632.73	194,632.73	
Other than Personal Service	35,500.00	21,615.22	21,615.22	
Tax Receiver's Office	108,965.00	72,308.00	72,308.00	
Personal Service	92,260.00	64,435.24	64,435.24	
Other than Personal Service	16,705.00	7,872.76	7,872.76	
Arrears of Personal Taxes	45,300.00	48,755.00	48,755.00	
Personal Service	44,550.00	46,485.78		
Other than Personal Service	750.00	2,269.27	2,269.27	
Commissioners Assessments for Local Improvements	27,080.00	22,923.84	22,923.84	
Personal Service	20,880.00	21,394.25	21,394.25	
Other than Personal Service	6,200.00	1,529.59	1,529.59	

	Amount Appropriated 1989	Amount Appropriated 1988	Expended and Reserved 1988
Tax Revaluation .....	.....	11,321.00	11,321.00
Personal Service .....	.....	9,700.00	9,700.00
Other than Personal Service .....	.....	1,621.00	1,621.00
Tax Installment Bureau .....	.....	3,303.00	3,303.00
Personal Service .....	.....	2,899.92	2,899.92
Other than Personal Service .....	.....	403.08	403.08
Foreclosure Costs .....	.....	35,000.00	35,000.00
Advertising Tax Sale	18,000.00	15,000.00	15,000.00
Surety Bonds	2,812.50	.....	.....
WPA Project .....	.....	30,000.00	30,000.00
District Courts	56,758.00	57,294.99	57,294.99
Personal Service	53,480.00	54,470.50	54,470.00
Other than Personal Service	3,278.00	2,824.99	2,824.99
Sinking Fund Commission	5,400.00	4,900.00	4,900.00
Personal Service	4,300.00	4,300.00	4,300.00
Other than Personal Service	1,100.00	600.00	600.00
Pension Funds	598,797.11	564,831.17	564,831.17
Fire and Police Pension Fund	509,525.13	479,292.54	479,292.54
Board of Works Pension Fund	35,470.61	34,396.33	34,396.33
Board of Health Pension Fund	18,756.27	17,493.15	17,493.15
Municipal Employees' Pension Fund	31,985.10	33,649.15	33,649.15
Pension Salaries	3,000.00	.....	.....
Emergency Appropriation—	.....	17,000.00	.....
Mechanical Equipment .....	.....	.....	.....
Totals	<u>\$1,254,403.61</u>	<u>\$1,305,739.16</u>	<u>\$1,288,739.16</u>

BUDGET—DEPARTMENT OF PUBLIC SAFETY

	Amount Appropriated 1939	Amount Appropriated 1938	Expended and Reserved 1938
Director's Office	\$ 22,180.00	\$ 22,180.00	\$ 22,180.00
Personal Service	\$ 22,000.00	\$ 22,000.00	\$ 22,000.00
Other than Personal Service	180.00	180.00	180.00
Police Division	3,463,372.16	3,473,739.09	3,473,641.24
Personal Service	3,242,845.65	3,209,188.51	3,209,188.51
Other than Personal Service	220,526.51	264,550.58	264,452.73
Fire Division	2,172,245.50	2,119,629.19	2,119,542.20
Personal Service	2,019,070.50	1,994,233.69	1,994,233.69
Other than Personal Service	153,175.00	125,395.50	125,308.51
License Division	00'093'02	20,806.32	20,806.32
Personal Service	17,150.00	18,687.74	18,687.74
Other than Personal Service	3,200.00	2,118.58	2,118.58
Building Division	77,020.40	77,180.00	77,171.25
Personal Service	75,300.00	75,832.26	75,832.26
Other than Personal Service	1,720.40	1,347.74	1,338.99
Electrical Division	49,132.00	49,911.23	49,894.24
Personal Service	47,332.00	48,424.00	48,424.00
Other than Personal Service	1,800.00	1,487.23	1,470.24
Police Courts	57,250.00	55,768.00	55,767.96
Personal Service	56,650.00	54,345.64	54,345.64
Other than Personal Service	600.00	1,422.36	1,432.32

	Amount Appropriated 1939	Amount Appropriated 1938	Expended and Reserved 1938
Central Purchase	56,815.00	57,169.00	57,169.00
Personal Service	52,040.00	50,669.98	50,669.98
Other than Personal Service	4,775.00	6,499.02	6,499.02
Board of Alcoholic Beverage Control.....	2,074.44		
Personal Service			
Other than Personal Service	2,074.44		
WPA PROJECTS			
Police Division	4,387.00		
Fire Division	49,000.00		
Department of Central Purchase	300.00		
	<u>\$6,061,626.50</u>	<u>\$5,876,382.83</u>	<u>\$5,876,172.21</u>

BUDGET—DEPARTMENT OF PUBLIC AFFAIRS

	Amount Appropriated 1939	Amount Appropriated 1938	Expended and Reserved 1938	
Mayor's Office	\$ 36,345.00	\$ 36,445.00	\$ 36,445.00	
Personal Service	\$ 34,550.00	\$ 34,550.00	\$ 34,550.00	
Other than Personal Service	1,795.00	1,895.00	1,895.00	
Bureau of Streets	225,000.00	215,000.00	215,000.00	
Personal Service	71,374.30	156,220.00	156,220.00	
Other than Personal Service	153,625.70	58,780.00	58,780.00	
Bureau of Sewers	110,671.40	110,947.00	110,947.00	
Personal Service	92,712.40	92,576.42	92,576.42	
Other than Personal Service	17,959.00	18,370.58	18,370.58	
Public Lighting	410,045.00	387,745.00	387,745.00	
Personal Service	10,080.00	10,080.00	10,080.00	
Other than Personal Service	399,965.00	377,665.00	377,665.00	
Street Cleaning	1,317,300.00	1,290,800.00	1,290,800.00	
Personal Service	1,000,651.00	977,280.45	977,280.45	
Other than Personal Service	316,649.00	313,519.55	313,519.55	
Sidewalks	5,900.00	5,900.00	5,900.00	
Personal Service	5,200.00	5,200.00	5,200.00	
Other than Personal Service	700.00	700.00	700.00	
Surveys	82,070.00	78,320.00	78,320.00	
Personal Service	76,150.00	73,302.50	73,302.50	
Other than Personal Service	5,920.00	5,017.50	5,017.50	
Engineering Division	27,120.00	26,120.00	26,120.00	
Personal Service	27,120.00	26,120.00	26,120.00	
Other than Personal Service	-----	-----	-----	

	Amount Appropriated 1939	Amount Appropriated 1938	Expended and Reserved 1938
House Sewer Connections	12,000.00	12,000.00	11,188.46
Personal Service	12,000.00	12,000.00	11,188.46
Other than Personal Service	-----	-----	-----
Public Lighting Special	-----	4,300.00	4,300.00
Snow Removal	-----	100,000.00	89,054.46
Industrial Commission	10,000.00	5,000.00	4,807.67
Other than Personal Service	10,000.00	-----	-----
City Clerk's Office	88,320.00	86,615.00	86,615.00
Personal Service	77,370.00	73,588.32	73,588.32
Other than Personal Service	10,950.00	13,026.68	13,026.68
Elections	34,200.00	33,000.00	33,000.00
Personal Service	10,440.00	8,875.00	8,875.00
Other than Personal Service	23,760.00	24,125.00	24,125.00
Newark Labor Relations Board	15,000.00	7,000.00	6,999.30
Personal Service	9,360.00	5,827.00	5,826.60
Other than Personal Service	5,640.00	1,173.00	1,172.70
	<u>\$2,373,971.40</u>	<u>-----</u>	<u>-----</u>
W. P. A. Projects	134,818.00	\$2,399,192.00	\$2,387,241.89
Personal Service	7,340.00	-----	-----
Other than Personal Service	127,478.00	-----	-----
	<u>\$2,508,789.40</u>	<u>\$2,399,192.00</u>	<u>\$2,387,241.89</u>

17

	Amount Appropriated 1939	Amount Appropriated 1938	Expended and Reserved 1938
Director's Office	\$ 25,820.00	\$ 21,810.00	\$ 21,807.86
Personal Service	\$ 24,620.00	\$ 20,355.00	\$ 20,353.89
Other than Personal Service	1,200.00	1,455.00	1,453.97
Smoke Abatement	4,900.00	5,760.00	5,740.76
Personal Service	4,500.00	3,700.00	3,700.00
Other than Personal Service	400.00	2,060.00	2,040.76
Public Buildings	335,944.00	358,672.00	358,672.00
Personal Service	262,004.00	265,669.81	265,669.81
Other than Personal Service	73,940.00	93,002.19	93,002.19
Weights and Measures	18,100.00	20,060.00	20,049.21
Personal Service	16,560.00	18,850.00	18,843.38
Other than Personal Service	1,540.00	1,210.00	1,200.83
Printing and Stationery	15,140.00	15,200.00	15,200.00
Personal Service	4,740.00	4,200.00	4,200.00
Other than Personal Service	10,400.00	11,000.00	11,000.00
Shade Tree	156,275.00	171,330.00	171,305.10
Personal Service	144,980.00	156,530.00	156,509.28
Other than Personal Service	11,295.00	14,800.00	14,795.82
Maintenance of Dog Pound	7,560.00	7,500.00	7,500.00
WPA Projects	29,000.00	34,070.00	34,070.00
Personal Service	5,000.00	3,500.00	3,500.00
Other than Personal Service	24,000.00	30,570.00	30,570.00

	Amount Appropriated 1938	Amount Appropriated 1938	Expended and Reserved 1938
Centre Market			5,754 69
Personal Service		2,461.00	1,600.80
Other than Personal Service		3,294.00	4,153 89
Newark Museum	122,500 00	122,500 00	122 500 00
Personal Service	105,086.00		
Other than Personal Service	17,414.00		
Free Library	560,000.00	563,500.00	563,500 00
Personal Service	382,350.00		
Other than Personal Service	177,650 00		
Public Buildings (City-Owned Property)	12,000 00		
Personal Service	5,400.00		
Other than Personal Service	6,600.00		
Totals	\$1,287,179 00	\$1,326,157 00	\$1,326,099 62

BUDGET--MISCELLANEOUS AND CONTINGENT APPROPRIATIONS

	Amount Appropriated 1939	Amount Appropriated 1938	Expended and Reserved 1938
Newark Technical School	\$ 69,250.00	\$ 69,250.00	\$ 69,250.00
Passaic Valley Sewer Maintenance	304,073.13	345,976.72	345,976.72
Second River Sewer Maintenance	255.20	255.20	255.20
Joint Outlet Sewer Maintenance	16,582.48	20,920.02	20,926.02
Care and Relief of Indigent Children	3,000.00	3,000.00	2,999.91
Supreme Court Investigation .....	.....	149,123.28	149,123.28
Fiscal Agent	7,500.00	7,303.00	6,946.97
City Sundries:			
Auditing and Special Accounting	24,150.00	25,000.00	22,419.45
Legislative Expenses .....	.....	7,500.00	7,383.50
Court Costs	2,000.00	2,000.00	1,645.59
Carfare	1,000.00	1,000.00	322.35
N. J. League of Municipalities	1,500.00	1,500.00	1,500.00
Conference of Mayors	1,500.00	1,500.00	.....
Dues--Conference of Mayors	1,000.00	1,000.00	1,000.00
Stenographic Work	2,000.00	1,000.00	.....
Recording Tax Sale Certificate .....	.....	1,000.00	.....
Printing Annual Report	4,500.00	.....	.....
Newspapers	500.00	.....	.....
Newark Safety Council	10,000.00	.....	.....
Maintenance of Foreclosed Properties	5,000.00	.....	.....
	\$ 453,810.81	\$ 637,384.22	\$ 629,748.99
Contingent	\$ 25,000.00	\$ 25,000.00	\$ 17,603.35

BUDGET—DEBT SERVICE

	Amount Appropriated 1939	Amount Appropriated 1938	Expended and Reserved 1938
Interest on Bonds	\$4,153,279.26	\$4,427,554.73	\$4,427,554.72
General Bonds	\$3,402,243.76	\$3,656,944.23	\$3,656,944.23
School Bonds	751,035 50	770,610 50	770,610 50
Sinking Fund	307,222.10	307,222 10	307,222.10
General Bonds	208,822.85	208,822.85	208,822.85
School Bonds	98,399.25	98,399 25	98,399 25
To Redeem Bonds	4,544,775.37	4,300,100.37	4,300,100.37
General Bonds	4,105,775 37	3,869,100.37	3,869,100.37
School Bonds	439,000.00	431,000.00	431,000.00
General Interest	54,475.00	18,000 00	6,781.71
Temporary Loans	12,075.00	10,000.00	6,781 71
Bonds to Be Issued	42,400.00	8,000.00	
Down Payment—			
Capital Improvements	18,758.34	56,000.00	56,000.00
City Railway		85,000.00	85,000.00
Port Newark Dredging		55,000.00	55,000.00
U. S. Army Base	100,000.00	100,000.00	100,000 00
Interest on Special Trust Funds	942.14		
Totals	\$9,179,452.21	\$9,348,877.20	\$9,337,658.91

BUDGET—DEFICITS AND STATUTORY EXPENDITURES

	Amount Appropriated 1939	Amount Appropriated 1938	Expended and Reserved 1938
Discount on Taxes	\$ 68,479.65	\$ 51,457.83	\$ 51,457.83
Dock Department Deficit 1937		13,912.25	13,912.25
Emergency Appropriation	458,996.36	1,111,234.05	1,111,234.05
Assessment Deficiency Openings		183,298.00	183,298.00
Assessment Deficiency Pavings	9.02		
Deficit of Surplus Cash Appropriated		244,496.78	244,496.78
Overexpenditure of Appropriation Reserve		6,017.47	6,017.47
Overexpenditure—Water Department 1937		30,246.85	15,636.88
Expenditure Without Appropriation:			
Maintenance Foreclosed Property			
Centre Market		1,600.87	1,600.87
Judgments	8,754.37	3,728.75	3,728.75
1936 Emergency Relief		2,886.56	2,886.56
1937 Emergency Relief		300,000.00	300,000.00
Farmers Market Deficit, 1937		700,000.00	700,000.00
Overexpenditure—Capital—Prior Year		775.20	775.20
Due to Current from Capital Account		10,231.19	10,231.19
Deficit Newark Airport 1939	89,000.00	674,666.00	674,666.00
Deficit Newark Airport 1938			
Deficit Newark Airport 1935		40,000.00	17,274.63
Capital Overexpenditure 1937	9,250.50	61,896.96	61,896.96
Unappropriated Capital Costs		6,919.67	6,919.67
Alteration of Power House—Unfunded		2,022,029.14	2,022,029.14
Expense—Re-sale of Foreclosed Property		58,686.33	58,686.33
Unpaid 1937 Salaries		12.80	12.80
Cash Deficit 1937		6,927.42	6,927.42
1938 Emergency Relief	2,412,671.45	1,880,265.69	1,864,726.66
1938 Pension Contribution	185.34		
	<u>\$ 3,047,346.69</u>	<u>\$ 7,411,239.81</u>	<u>\$ 7,358,305.44</u>

DEDICATED REVENUES

	Amount Appropriated 1939	Amount Appropriated 1938	Expended and Reserved 1938
Newark Airport	\$ 131,310.76	\$ 180,414.54	\$ 193,224.13
Deficit General Budget	89,000.00	40,000.00	17,274.63
Bureau of Water	220,210.76	220,414.54	210,498.76
Municipal Farmers' Market	2,567,932.00	2,525,872.66	2,568,381.28
Bureau of Docks .....	.....	21,200.00	10,516.10
Bureau of Streets	113,374.00	119,900.00	113,374.45
Bureau of Street Cleaning	96,014.30	108,200.00	96,014.30
House Sewer Connections	14,269.61	14,200.00	14,269.61
Outdoor Poor	21,311.00	20,500.00	25,102.93
Weights and Measures .....	.....	9,500.00	12,762.33
	2,762.50	2,382.50	4,828.50
From Sinking Fund Commission			
For Retirement of Water Bonds	200,000.00	200,000.00	200,000.00
For Retirement of City Bonds .....	.....	50,000.00	50,000.00
	200,000.00	250,000.00	250,000.00
Bureau of Motors—From Other Departments	305,836.00	313,900.00	301,685.62
Printing and Stationery—From Other Departments	46,300.00	44,800.00	46,362.82
Shade Tree	2,000.00	.....	.....
City Railway Rents	120,000.00	.....	.....
Public Outings	528.28	.....	.....

APPROPRIATIONS FOR DEDICATED REVENUE PURPOSES

	Amount Appropriated 1939	Amount Appropriated 1938	Expended and Reserved 1938
Newark Airport		\$ 220,310.76	\$ 220,414.54
Personal Service	\$ 147,195.00	\$ 190,000.00	\$ 188,061.92
Other than Personal Service	73,115.10	30,414.54	22,436.84
Bureau of Water		2,567,932.00	2,525,072.66
Payment of Bonds	511,000.00	510,000.00	510,000.00
Sinking Fund Requirements	47,746.05	49,620.31	45,746.05
Serial Bond Payments—			
New Bonds	7,125.00		
Interest on Bonds	894,133.75	927,298.75	928,367.50
Interest on New Bonds	34,250.00		
Personal Service	840,358.20	840,000.00	932,597.03
Other than Personal Service	233,319.00	198,733.60	49,338.68
Municipal Farmers' Market		12,000.00	6,963.68
To General Budget Revenue		9,200.00	
Personal Service		6,500.00	5,674.99
Other than Personal Service		5,500.00	1,288.69
Totals		\$ 21,200.00	\$ 6,963.68
Bureau of Docks		\$ 83,328.60	\$ 89,334.99
To General Budget Revenue		30,045.40	23,600.00
Personal Service	\$ 68,853.60	\$ 66,739.00	65,619.12
Other than Personal Service	14,675.00	29,561.00	23,715.87
Totals		\$ 113,374.00	\$ 106,409.44
Bureau of Streets		\$ 96,014.30	96,014.30
Personal Service	\$ 60,653.27	\$ 46,500.00	44,525.53
Other than Personal Service	35,361.03	61,700.00	51,488.77

	Amount Appropriated 1939	Amount Appropriated 1938	Expended and Reserved 1938
Bureau of Street Cleaning	14,269.61	14,200 00	14,200.00
Personal Service	7,956.15	.....	.....
Other than Personal Service	6,313.46	.....	.....
House Sewer Connections	21,311.00	20,500 00	20,500.00
Personal Service	17,951.00	15,000.00	14,686.92
Other than Personal Service	3,360 00	5,500.00	5,813.08
Outdoor Poor	9,300.00	9,500 00	9,352 30
Personal Service .....	.....	.....	.....
Other than Personal Service	9,300.00	.....	.....
Weights and Measures	2,762.50	2,382.50	4,828.50
Personal Service	2,762.50	.....	.....
Other than Personal Service .....	.....	2,382.50	4,828.50
Retirement of Term Bonds	200,000.00	200,000.00	200,000.00
Water Department .....	.....	50,000.00	50,000.00
City Bonds .....	.....	.....	.....
Totals	\$ 200,000.00	\$ 250,000.00	\$ 250,000.00
Bureau of Motors	\$ 305,836.00	313,900.00	301,685.62
Personal Service	\$ 183,744.20	\$ 180,000.00	179,820.74
Other than Personal Service	122,091 80	133,900.00	121,864.88
Printing and Stationery	46,300.00	44,800 00	44,740.04
Personal Service .....	.....	.....	.....
Other than Personal Service	46,300.00	44,800.00	44,740 04
Shade Tree	2,000.00	.....	.....
Personal Service	830 00	.....	.....
Other than Personal Service	1,170 00	.....	.....
City Railway, Interest and Bond Redemption	120,000.00	.....	.....
Public Outings	528.28	.....	.....

RECAPITULATION OF APPROPRIATIONS

	Amount Appropriated 1939	Amount Appropriated 1938	Expended and Reserved 1938
DEPARTMENT OF PUBLIC WORKS.....	\$ 4,839,959.00	\$ 3,998,680.43	\$ 3,772,153.57
DEPARTMENT OF REVENUE AND FINANCE	1,254,403.61	1,305,739.16	1,288,739.16
DEPARTMENT OF PUBLIC SAFETY.....	6,064,626.50	5,876,382.83	5,876,172.21
DEPARTMENT OF PUBLIC AFFAIRS	2,508,789.40	2,399,192.00	2,387,241.89
DEPARTMENT OF PARKS AND PUBLIC PROPERTY.....	1,287,179.00	1,226,157.00	1,326,099.62
MISCELLANEOUS	453,810.81	637,334.22	629,748.99
CONTINGENT	25,000.00	25,000.00	17,603.35
DEBT SERVICE	9,179,452.21	9,348,877.20	9,337,658.91
DEFICITS AND STATUTORY EXPENDITURES	3,047,346.69	7,411,239.81	7,358,365.44
JUDGMENTS .....	.....	69,301.93	69,301.93
LOCAL SCHOOL TAXES	7,860,000.00	7,930,000.00	7,930,000.00
COUNTY TAXES	4,810,434.48	4,810,434.48	4,810,434.47
STATE SCHOOL TAXES	2,541,920.14	2,541,920.14	2,541,920.14
SOLDIERS BONUS TAX	173,190.65	173,190.65	173,190.65
TOTALS	\$44,046,112.49	\$47,853,449.85	\$45,518,630.33
RESERVE FOR UNCOLLECTED TAXES	8,634,458.75	10,850,559.92	9,138,194.38
	\$52,680,571.24	\$58,704,009.77	\$56,656,824.71

Where no personal service is shown in any of the above appropriations the amount appropriated is entirely for other than personal services.

The amount appropriated in 1938 is the appropriation modified by transfers and emergency appropriations.

Mayor Ellenstein; I will entertain
a motion that we adjourn.

Commissioner Duffy: I so move
you.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e ,
Duffy, Franklin, Murphy, Mayor
Ellenstein.

APPROVED:

M. C. ELLENSTEIN,
PEARCE R. FRANKLIN,
VINCENT J. MURPHY,
M. P. DUFFY
JOS. M. BYRNE, JR.

The Board of Commissioners of the
City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J. April 5, 1939.

A regular meeting of the Board of Commissioners of The City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M.

Commissioner Murphy appeared at 11 A. M. and adjourned the meeting to 4:30 P. M. for lack of quorum.

* * * *

Newark, N. J., April 5, 1939.

An Adjourned meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 4:30 P. M.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the meetings of March 29th and April 4th.

The City Clerk read the minutes of the meetings of March 29th and April 4th.

Commissioner Franklin: I move the minutes be approved as read.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance permitting a cemetery to be established at No. 619 South Orange Avenue, in The City of Newark, and

stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Duffy moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the following ordinance be taken up on second reading:

An Ordinance permitting a cemetery to be established at No. 619 South Orange Avenue, in The City of Newark.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Duffy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the title of "An Ordinance permitting a cemetery to be establishment at No. 619 South Orange Avenue, in The City of Newark," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance permitting a cemetery to be established at No. 619 South Orange Avenue, in The City of Newark.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance

was declared adopted by the following votes:

Yeas: Commissioners B y r n e , Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented the following ordinance and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Clerk then read the ordinance at length:

An Ordinance to amend and re-enact the ordinance entitled "An Ordinance providing for the issuance of \$500,000 Public Improvement Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," adopted on the 9th day of November, 1938.

The Board of Commissioners of The City of Newark Do Ordain that Sections 1 to 9, inclusive, of the ordinance entitled "An Ordinance providing for the issuance of \$500,000 Public Improvement Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners on the 9th day of November, 1938, are hereby amended to read as follows:

"Section 1. It is hereby determined and stated that it is necessary that the City of Newark shall raise money for the purpose of financing the cost of constructing four swimming pools in the public parks or playgrounds known as Hayes Park East and Hayes Park West, and in the public playgrounds abutting on Boylan Street and upon property abutting on Clifton Avenue and owned by said City; and that said purpose is not a current expense of said City, and that it is necessary to finance said purpose by the issuance of obligations of said City pursuant to the Local Bond Law

of New Jersey, as hereinafter provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law that (a) the estimated maximum amount of money necessary to be raised from all sources for said purpose is \$965,000.00, of which \$315,000.00 has heretofore been contributed or is hereafter to be contributed in labor or materials by the Works Progress Administration of the United States of America; (b) the estimated maximum amount of money necessary to be raised by said City from all sources for said purpose is \$650,000.00, of which \$150,000 has heretofore been raised by the issuance of bonds of said City; (c) the maximum amount which is to be charged as a part of the cost of such purpose and which is necessary to finance interest on obligations issued to finance such purpose or to finance engineering or inspection costs and legal expenses, or to finance the cost of the issuance of such obligations, as provided in Section 40:1-55 of said Local Bond Law, is \$105,000; and (d) the estimated maximum amount of bonds or notes to be issued for said purpose is \$500,000.00, in addition to the bonds of the aggregate principal amount of \$150,000 heretofore issued for said purpose.

Section 3. Pursuant to Section 40:1-12 of said Local Bond Law, the sum of \$33,333.34 shall be included as a down payment to finance said purpose in the budget of said City for the fiscal year beginning January 1, 1939, in addition to any sums which may otherwise be required to be appropriated in said budget for the payment of interest on or any maturing principal of the obligations authorized to be issued by this ordinance.

Section 4. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding \$500,000.00 to be designated "Public Improvement Bonds," are hereby author-

ized to be issued pursuant to said Local Bond Law. Said bonds bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 5. To finance said purpose, Bond Anticipation Notes of said City of an aggregate principal amount not exceeding \$500,000.00 are hereby authorized to be issued in anticipation of the issuance of said bonds, pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by said Local Bond Law. All matters with respect to said notes not determined by this ordinance shall be determined by resolution to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to the ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 6. It is hereby determined and declared that the period of usefulness of said purpose is a period of fifteen years, computed from the date of said bonds.

Section 7. No part of the most of financing said purposes has been or is to be specially assessed against property specially benefited thereby.

Section 8. It is hereby determined and declared that the Supplemental Debt Statement required by said Lo-

cal Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 40: 1-76 of said Law, is increased by this ordinance by \$500,000.00, and that the issuance of said obligations is permitted by an exception to the debt limitations prescribed by said Law, contained in Subdivision (d) of Section 40: 1-16 of said law.

Section 9. This ordinance shall take effect twenty days after the first publication thereof after final passage."

AND BE IT FURTHER ORDAINED That this ordinance shall take effect twenty days after the first publication thereof after final passage.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Duffy moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

Commissioner Duffy moved that the ordinance be taken up on second reading.

The roll being called the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

Section 7 declared open to amendment.

Section 8 declared open to amendment.

Section 9 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Duffy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murvhy, Mayor Ellenstein.

Naye: Commissioner Byrne.

Commissioner Duffy moved that the ordinance be taken up on third reading and final vassage.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

Commissioner Duffy moved that the title of "An Ordinance to amend and re-enact the ordinance entitled 'An Ordinance providing for the issuance of \$500,000 Public Improvement Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds;" adopted on the 9th day of November, 1938," be taken for its third reading.

The roll being called, the motion with declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

The Clerk then read the title of the ordinance as follows:

An Ordinance to amend and re-enact the ordinance entitled "An Ordinance providing for the issuance of \$500,000 Public Improvement Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds;" adopted on the 9th day of November, 1938.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Four Thousand Five Hundred Seventy-nine Dollars and Sixty-one Cents (\$4,579.61) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 354.74
Comptroller's Office	112.15
Auditor's Office	73.47
Tax Receiver	120.16
Personal Tax Arrears	79.72
Assessments Local Improvements	36.71
Tax Board	2,084.70
Reserve for Uncompleted Contracts -- Revenue and Finance	283.50
Reserve for Liabilities-- Revenue and Finance	18.50
Reserve for Overpayments-- Comptroller's Office	1,415.96
	<hr/>
	\$ 4,579.61

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nine Hundred One Dollars and Seventeen Cents (\$901.17) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Tax Board	\$901.17
-----------------	----------

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e ,
Duffy, Franklin, Murphy, Mayor
Ellenstein.

RESOLVED: That the sum of Eight Thousand Eight Hundred Forty-two Dollars and Nineteen Cents (\$8,842.19) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions Prior Years
Taxes\$8,842.19

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e ,
Duffy, Franklin, Murphy, Mayor
Ellenstein.

RESOLVED: That the sum of Twenty-three Thousand, Eighty-one Dollars and Ten Cents (\$28,081.10) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance from April 16th to 31st, 1939, as follows:

Director's Office\$ 1,341.65
Comptroller's Office 2,717.84
Auditor of Accounts 2,257.50
City Treasurer 945.55

Board of Assessment and
Revision of Taxes 7,049.47
Receiver of Taxes 3,803.18
Arrears Personal Taxes.... 1,806.13
Board of Assessments for
Local Improvements 869.98
First District Court 1,179.16
Second District Court 1,111.64
\$ 23,081.10

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e ,
Duffy, Franklin, Murphy, Mayor
Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED: That the sum of Two Hundred Twenty-four Thousand, One Hundred Nineteen Dollars and Eighty Cents (\$224,119.80) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from March 16th to 31st, 1939, inclusive, as follows:

Director's Office\$ 916.66
License Division 714.57
Building Division 3,137.47
Electrical Division 2,121.48
First Criminal and Family Courts 1,187.48
Second Criminal Court 506.23
Third Criminal Court..... 354.16
Night Police Court 312.49
W.P.A. (Police Division).... 42.50
Department of Central
Purchase 1,993.32
Police Division 131,887.28
Fire Division 80,946.16
\$224,119.80

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of One Hundred Thousand, Two Hundred Two Dollars and Thirty-eight Cents (\$100,202.38) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works, for the last half of March, 1939, as follows:

Director's Office	\$ 1,566.65
Bureau of Health	24,577.12
Newark City Hospital	24,086.29
Newark City Home	3,236.57
Bureau of Baths	5,124.98
Ivy Hill Power Plant	2,526.26
Convalescent Hospital	1,920.62
Newark City Alms House	2,469.65
Outdoor Poor Department	2,159.98
Emergency Relief—	
Administration	28,193.47
Law Department	3,880.79
Board of Adjustment—	
Zoning	460.00
	<hr/>
	\$100,202.38

Pearce R. Franklin
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Hundred Thirty-three Dollars and Thirty-three Cents (\$633.33) be and the same is hereby appropriated to the City Treasurer, being the monthly payroll of the Department of Public Works, for the month of March, 1939, as follows:

United States Social Hygiene\$633.33

Pearce R. Franklin
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand Four Hundred Ninety Dollars and Six Cents (\$3,490.06) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Public Outing	\$ 60.00
Newark City Hospital	
WPA Project No. 5410-7	166.65
Ivy Hill Power Plant	1,472.40
Ivy Hill Power Plant	1,791.00
	<hr/>
	\$ 3,490.06

Pearce R. Franklin
M. Ellenstein
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

RESOLVED: That the sum of One Thousand Four Hundred Fifteen Dollars and Fifty Cents (\$1,415.50) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

WPA Bus Transportation..\$ 1,415.50

Pearce R. Franklin
M. Ellenstein
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Three Thousand, Four Hundred Twenty-five Dollars and Seventy-eight Cents (\$3,425.78) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending March 29th and April 1st, 1939, as follows:

Shade Tree	\$ 2,151.78
Public Buildings	1,274.00
	<hr/>
	\$ 3,425.78

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eleven Thousand, Four Hundred Eighty-two Dollars and Forty-nine Cents (\$11,482.49) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from March 16th to March 31st, 1939, as follows:

Director's Office	\$ 879.99
Smoke Abatement	154.16
Public Buildings	7,892.60
Weights and Measures	481.66
Printing and Stationery.....	180.00
Shade Tree	1,457.49
W.P.A. Project No. 1485-7	208.33
Public Buildings (City-Owned Property)	228.26
	<hr/>
	\$11,482.49

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Five Hundred Ninety-nine Dollars and Twenty-five Cents (\$599.25) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction .. \$599 25

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-six Dollars (\$46.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$46.00

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seventy-one Dollars and Forty-four Cents (\$71.44) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Newark Airport\$71.44

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-six Thousand, Nine Hundred Fifty-six Dollars and Fifty-two Cents (\$36,956.52) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending March 29, 1939:

Newark Airport	\$ 3,070.75
Bureau of Motors	2,653.95
Bureau of Streets	1,229.22
Bureau of Sewers	857.38
House Sewer Connections	404.88
Bureau of Street Cleaning	18,851.73
Street Construction	545.37
Bureau of Docks	728.40
Bureau of Water	8,614.34
	<hr/>
	\$ 36,956.52

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Seventy-five Dollars and Seventeen Cents (\$475.17) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$257.27
Street Cleaning	6.00
Industrial Commission	30.00
Newark Airport	47.52
Motors	108.00
Streets	8.50
City Planning (WPA Project 3558-7)	4.92
Street Construction (WPA Project 3531)	12.96
	<hr/>
	\$475.17

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Dollars and Ninety-five Cents (\$6.95) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Planning (WPA Project 5358-7)	\$6.95
---	--------

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Twenty-two Dollars

and Fifty Cents (\$122.50) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water (WPA Project 4533)	\$ 52.50
Water (WPA Project 5046)	70.00
	<hr/>
	\$122.50

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Sixteen Dollars and Sixty-six Cents (\$416.66) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Planning (WPA Project No. 5358-7)	\$416.66
---	----------

M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Naye: Commissioners Byrne, Murphy.

RESOLVED: That the sum of

Two Hundred Fourteen Dollars (\$214.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Clerk's Office\$214.00

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-eight Thousand, Nine Hundred Forty-four Dollars and Twenty-two Cents (\$48,944.22) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll, period March 16th-March 31st, 1939, both incl.:

Director's Office	\$ 1,439.57
Newark Airport	1,309.99
Bureau of Lighting	420.00
Bureau of Streets	3,108.28
Sidewalks	216.66
House Sewer Connections..	380.82
Bureau of Sewers	1,119.14
Bureau of Street Cleaning	4,519.08
Bureau of Surveys	3,034.16
Engineering Division	1,129.99
Bureau of Motors	1,927.63
Bureau of Water	19,359.48
Street Construction	2,915.79
Bureau of Docks	1,095.00
Newark Labor Relations Board	390.00
Sewer Construction	774.57

Airport Construction	1,515.00
City Railway Construction	
Bridge Construction,	
Doremus Avenue	645.83
City Clerk	3,183.23
Elections	460.00
	<hr/>
	\$ 48,944.22

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

HEMPHILL, NOYES & CO.,
15 Broad Street,
New York

April Fourth, 1939.

The Board of Commissioners of
The City of Newark,
New Jersey.

Gentlemen:—

The undersigned is the owner and holder of the outstanding \$3,000 Dock Bonds of The City of Newark, New Jersey, dated December 15, 1914, payable December 15, 1959, bearing interest at the rate of four and one-half per centum (4½%) per annum, payable semi-annually on June 15th and December 15th in each year, and consisting of three bonds of the denomination of \$1,000 each, numbered from 568 to 570, inclusive, reciting that they are issued pursuant to a resolution duly adopted by the Common Council of said City on the 4th day of December, 1914, and approved by the Mayor on the 5th day of De-

ember, 1914. The bonds were originally issued in coupon form but have been converted into registered bonds by the removal and cancellation of the coupons attached thereto and the execution by the Comptroller of the Conversion Certificate printed on the back of each of such bonds.

We hereby request that these bonds be reconverted, at the expense of the undersigned, into new coupon bonds of the same form and tenor as those originally issued.

In the event that our request is granted, we shall arrange to have the bonds duly transferred and registered to bearer prior to the issuance of the new coupon bonds.

Very truly yours,
Hemphill, Noyes & Co.

Ordered filed.

Commissioner Murphy offered the following resolutions:

WHEREAS, prior to the issuance of each of the outstanding bonds of The City of Newark, hereinafter described, a resolution was duly adopted by the governing body of said City providing that said bonds should be issued in coupon form, but should be registerable as to both principal and interest, and each of said bonds has, since its issuance, been converted into a registered bond by the removal and cancellation of the coupons attached thereto and the execution by the City Comptroller of a conversion certificate printed on the back of such bonds, and the holder of said bonds has presented a written request that said bonds be reconverted, at its expense, into new coupon bonds of the same form and tenor as those originally issued, and the Board of Commissioners desires to grant such request; NOW, THEREFORE,

BE IT RESOLVED By the Board

of Commissioners of The City of Newark, that the City Comptroller be and he hereby is authorized to issue new coupon bonds of the same form and tenor in exchange for the outstanding \$3,000 Dock Bonds of The City of Newark, New Jersey, dated December 15, 1914, payable December 15, 1959, bearing interest at the rate of four and one half per centum (4½%) per annum, payable semi-annually on June 15th and December 15th, and consisting of three bonds of the denomination of \$1,000 each, numbered from 568 to 510, inclusive, issued pursuant to a resolution duly adopted by the Common Council of said City on the 4th day of December, 1914, and approved by the Mayor on the 5th day of December, 1914.

FURTHER RESOLVED, That the Mayor and City Clerk be and they hereby are authorized and directed to execute each of the bonds to be issued pursuant to this resolution and that the City Comptroller be and he hereby is authorized and directed to countersign said bonds and the City Clerk be and he hereby is authorized and directed to affix the corporate seal of said City, now in use, to each of said bonds. The coupons annexed to such reissued bonds shall bear the facsimile signature of the Comptroller.

FURTHER RESOLVED, That in other respects each of the bonds to be issued pursuant to this resolution and each of the interest coupons to be thereto attached shall be identical in form with said outstanding bonds as they were originally issued, except that each of said bonds shall recite on its face that it is duly reissued pursuant to a resolution duly adopted by said Board on the 5th day of April, 1939, in exchange for a bond of the same form and tenor originally issued as a coupon bond pursuant to the resolution recited in the outstanding bond in exchange for which said bond

is to be issued, and thereafter converted into a fully registered bond.

FURTHER RESOLVED, That no bond shall be issued pursuant to this resolution in exchange for an outstanding bond unless prior thereto said outstanding bond shall have been registered to bearer.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, the Board of Commissioners has heretofore adopted the ordinance hereinafter described, and the Board of Commissioners desires to make further provision for the issuance of Bond Anticipation Notes, pursuant to said ordinance: NOW, THEREFORE,

BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance providing for the issuance of \$200,000 Street Improvement Bonds of the City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners on March 15, 1939, Bond Anticipation Notes of said City of the aggregate principal amount of \$200,000, and that each of said notes shall be dated on or about the date of its issuance, and shall be payable not more than six months after its date and shall bear interest at a rate which

shall not exceed six per centum (6%) per annum.

FURTHER RESOLVED, that each of said notes shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

FURTHER RESOLVED, that the power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

FURTHER RESOLVED, that said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas. Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Board of Commissioners has heretofore adopted the ordinance hereinafter described, and the Board of Commissioners desires to make further provision for the issuance of Bond Anticipation Notes, pursuant to said ordinance: NOW, THEREFORE,

BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance providing for the issuance of \$200,000 Water Bonds of the City of Newark, and providing for the issuance of bond Anticipation Notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners on March 15, 1939, Bond Anticipation Notes of said City of the aggregate principal amount of \$200,000, and that each of said notes shall be dated on or about the date of its issuance, and shall be payable not more than six months after its date and shall bear interest at a rate which shall not exceed six per centum (6%) per annum.

FURTHER RESOLVED, that each of said notes shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

FURTHER RESOLVED, that the power to determine any matter with

respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

FURTHER RESOLVED, that said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Comptroller furnished Lawyers Title Guaranty Co. of N. J. Tax Search No. 58589 on property known as 101 Mt. Vernon Place, Block 4148A, Lot 27, and now known as Block 4148A, Lot 31, and whereas through an error the official search did not disclose City Certificate No. 15130, covering 99 and 101 Mt. Vernon Place amounting to \$35.45 and made up as follows:

1928 Tax	\$22.98
Interest and Cost	12.47
Total	\$33.45

THEREFORE BE IT RESOLVED, that the Comptroller be and he is hereby authorized and directed to cancel from the records in his office the said certificate No. 15130 amounting to \$35.45.

In witness whereof we have hereunto set our hand and seal this 30th day of March in the year one thousand and nine hundred and thirty-nine.

Wm. Torppey,
Herman A. Schaefer.

Sworn and subscribed to before me this 30th day of March, 1939.
John C. Lyon,

Notary Public of New Jersey.
My Commission expires August 14, 1943.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, the Borough of Verona, in the County of Essex, and State of New Jersey has procured an allotment of funds from the Federal Government through the Works Progress Administration for a certain project in the said Borough, known as the "Peckman River Project"; and

WHEREAS, the purpose thereof is for the cleaning, straightening, widening, and deepening of the Peckman River, a certain brook or river in the Borough of Verona, a part of which flows through property belonging to The City of Newark, known as the Newark City Home property; and

WHEREAS, it is necessary to have a fifty-foot strip of land on which to perform such work, inclusive of the river bed; and

WHEREAS, the plan is to have a uniform width of twenty-eight (28) feet on the bed of said river and a side slope of one on one and one-half; and

WHEREAS, said work cannot be proceeded with unless the permission of The City of Newark, by its governing body, is given to the Borough of Verona; and

WHEREAS, it appears advisable to the governing body of The City of Newark that such permission be granted;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and the Board of Commissioners of The City of Newark that an easement only for the purposes aforesaid—that is to say, for the cleaning, straightening, widening, and deepening of the Peckman River as it lies within the confines of property of The City of Newark—be and hereby is granted to the Borough of Verona, its agents, servants, and employees in cooperation with the Federal Government through the Works Progress Administration in a fifty-foot strip of land through which said river flows, which strip of land is more accurately described as follows:

BEGINNING at a point in the Southerly line of lot No. 1 as shown on Map 23, Block A of the Verona Tax Maps, distant Easterly 823.0' from the Easterly line of Grove Avenue measured along said Southerly line of lot No. 1 produced; (1) thence N. 29° 54' E. 0.84'; (2) thence on a curve to the right, having a radius of 329.52', a distance of 160.18'; thence N. 55° 40' E. 260.70'; (4) thence on a curve to the right, having a radius of 378.93' a distance of 195.54'; (5) thence N. 85° 14' E. 242.67' to the Southerly line of lands of Robert Jennings, said point being distant 1,079.65' from the Easterly line of Grove Avenue as measured along said Southerly line of Robert Jennings.

Being a strip of land 50' wide and lying 25' on either side of the center line as described above and terminating on either end at the property lines above-mentioned.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein ordered the following resolutions:

RESOLVED, that in order to accommodate public purposes in the City of Newark, Public Service Coordinated Transport be and it is hereby requested and directed to locate its poles on both sides of Washington Place, between Broad Street and Washington Street, as indicated on map or plan numbered 2935-B and entitled "Public Service Coordinated Transport, Distribution Department, Proposed Pole Locations in Washington Place, between Broad and Washington Streets, Newark, N. J." dated March 22, 1939, hereto attached and made a part hereof, and that said poles be and are hereby located as shown on said map or plan.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Newark Housing Authority is planning for the construction of a housing project on what is known as the South and Pacific Street Site; and

WHEREAS, the Newark Housing Authority has requested The City of Newark to vacate Tichenor Street, between Dawson Street and Pacific Streets; and

WHEREAS, it is the desire of The City of Newark to cooperate with the Newark Housing Authority in connection with the construction of housing projects;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that if and when the Newark Housing Authority shall have obtained title to all of the properties located in the housing project to be known as the South and Pacific Streets Site, that the Board of Commissioners will adopt an ordinance providing for the vacating of Tichenor Street between Dawson Street and Pacific Street. A map of the location is hereto attached and made part hereof; and

BE IT FURTHER RESOLVED, that the aforementioned ordinance shall contain a clause reserving to The City of Newark the right of ingress and egress for the purpose of laying new water or sewer mains and for the purpose of repairing or relaying the present water mains or sewer mains now located on the premises.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

Commissioner Byrne offered the following resolution:

BE IT RESOLVED, by the Board of Commissioners of The City of Newark that all of the executive, administrative, judicial and legislative power, authority, and duties which have heretofore been vested in the Director of the Department of Parks and Public Property of The City of Newark relating to the following described premises:

Beginning at a point 133.35' Westerly from the Northwest corner of Mulberry Street and Franklin Street; thence running Northerly and parallel with Mulberry Street 122.67'; thence Westerly and parallel with Franklin Street 60'; thence Southerly and parallel with Mulberry Street 16.47'; thence Westerly and parallel with Franklin Street 43.76' to a point; thence Southerly and parallel with Mulberry Street 106.25' to the line of Franklin Street; thence Easterly and parallel with Franklin Street 104.75' to the point and place of beginning with the Police Garage now on said premises.

Alst, a right-of-way extending from a point approximately six feet from the most Westerly boundary of the above-described premises and extending from the rear of the present Police Garage to Green Street. Said right-of-way to be fourteen feet in width.

be and the same are hereby distributed to the Department of Public Safety, and the Director of the Department of Public Safety is hereby vested with all of the powers, authority, rights or duties now or heretofore vested in the Director of the Department of Parks and Public Property of The City of Newark by virtue of any charter, statute, or ordinance relating thereto.

This resolution to become effective when the Director of the Department of Parks and Public Property shall have demolished the buildings located on that part of the above-described premises, known as 46-48 Franklin Street.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

RESOLVED, that Resolution 4550, adopted by the Board of Commissioners on March 29, 1939, awarding and directing execution of contract for furnishing and delivering Millwork to the City by Wm. H. Barkhorn Company, be and the same hereby is rescinded, only insofar as it concerns Millwork for the First Precinct, Court and Washington Streets, WPA Project 5633-7, in the amount of \$1,735.00; said resolution in all other respects to remain in full force and effect.

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that sealed proposals received by the Department of Central Purchase on March 27, 1939, for fur-

furnishing and delivering Millwork for the First Precinct, Court and Washington Streets, Newark, N. J., for WP A Project No. 4633-7, be and the same hereby are rejected, for the purpose of revising the specifications; therefore be it

FURTHER RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for said millwork.

Bids to be received on such date and at such times as it shall in said advertisement designate.

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering broken stone, sand for concrete, lantern oil, refined tar cement, tar cold patch, sheet asphalt binder mixture, vitrified pipe, coarse aggregate asphalt concrete mixture, asphalt cement for block pavement, refined asphalt cement No. 1, and refined asphalt cement No. 3, emulsified asphalt, precast concrete units, Bri-cote and asphalt block, for the Bureau of Streets, Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Dodge trucks; therefore be it.

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said Dodge trucks to the City of Newark, be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said Dodge trucks;

S. H. GROSSMAN, INC.,
Newark, N. J.

(Public Affairs)

One (1) or more Dodge trucks, 1939,
1 ton Models with screened canopy,
bodies @ \$820.00 each.

One (1) or more Dodge trucks, 1939,
1 ton Models with screened canopy
bodies @ \$967.00 each.

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and installing oil burners, for the Department of Public Safety; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering and installing said oil burners be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and installing said oil burners:

D. & L. OIL SALES COMPANY—
Newark, N. J.

(Public Safety)

Four (4) Herco Oil Burners, 2,500 sq. ft. capacity and 1,000 gallon oil tanks for the following locations:
Two for 1st Precinct,

One for No. 8 Truck, 471 Ferry Street,

One for No. 2 Engine, 39 Center Street,

all for the sum of \$1,167.00.

One (1) Herco Oil Burner, 1,000 sq. ft. capacity and 275 gal oil tank (for Rifle Range, Route 25 and McClellan Street) including fire proofing, \$216.00.

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark that the following changes appearing in the payroll of the Department of Parks and Public Property for the first half of April, 1939, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Louis Brown, Watchman, has been granted a leave of absence, without pay, for a period of two months, effective as of April 1st, 1939.

James L. Walsh, Elevator Operator, was absent on April 1st, 1939, without leave, and one day's salary has been deducted from his pay.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, that Irma Losi, whose name has been certified by the Civil Service Commission as eligible, be and she hereby is appointed to the position of Clerk-Stenographer in the Department of Public Affairs, Bureau of Street Cleaning, at a compensation of \$2,300.00 per annum, effective April 1, 1939.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, Duffy Franklin, Mayor Ellenstein.

Nays: Commissioners Byrne, Murphy.

Commissioner Duffy offered the following resolution:

WHEREAS, pursuant to the Local Housing Authorities Law of New Jersey, the Board of Commissioners of the City of Newark finally passed and adopted, on March 23, 1938, an ordinance entitled, "An Ordinance creating the Housing Authority of the City of Newark, New Jersey"; and

WHEREAS, the term of Harold A. Lett who was appointed as a member of the Newark Housing Authority for a term of one (1) year which expires on April 20, 1939;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that Harold A. Lett be and he is hereby re-appointed for a term of five (5) years, same to date from April 20,

1939, and the City Clerk be and he is authorized and directed to file a certified copy of this resolution with the executive officer of the State Housing Authority.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, Joseph S. Oberwager and Sidney Finkel have instituted suits against the City of Newark in the First District Court of the City of Newark, for fees for services rendered by them to the City in taking the acknowledgments of Vincent J. Murphy, Director of Revenue and Finance, to the tax sale certificates issued by the City of Newark in 1938, and the said Joseph S. Oberwager and Sidney Finkel having recovered judgments against the City for said services, in the sum of \$278.70 and \$368.48 respectively;

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the said judgment of Joseph S. Oberwager, in the sum of \$278.70, and the judgment recovered by Sidney Finkel in the sum of \$368.48, be paid.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Lesser & Field Co. (Samuel Weg, owner); for the storage and sale of lumber, sash, doors, trim, and millwork in a 2nd business district; premises 72 Belmont Avenue; on condition that no woodworking machinery be installed and that all paints handled be kept in sealed containers; such use to be limited to the period ending two years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Rankin: There were no objections. All objections were withdrawn.

Commissioner Byrne: I move we concur.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Hibernian Building and Loan Association, owner; for the construction and operation of a gasoline station in a 2nd business district; premises 171 Court Street (65-69 West Street); same to be constructed and operated in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with said Board; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move its adoption.

Mr. Rankin: There were objections on this.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move its adoption.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Samuel Rosenberg (Ernest Keer and Baum & Gilleon Realty Co., owners); for the alteration of a public garage and construction of gasoline station in a 2nd business district; premises 157-161 Mulberry Street; same to be constructed and operated in conformity with the rules of the Board of Adjustment and in accordance with the plans filed with the said Board; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any per-

son who desires to be heard in opposition to this application?

Mr. Rankin: No objectors.

Commissioner Byrne: I move its adoption.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., April 4, 1939.

The Board of Commissioners of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day a resolution was adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937) that the following application for a variance from the terms of the Zoning Ordinance be allowed:

*43-57 Passaic Street; Benjamin Wade Moreland; renewal of permit for automobile sales and parking station; such use to be limited to the period of two years ending February 24, 1941.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary.

(This matter to be heard by the Board of Commissioners at its meeting of April 5, 1939.)

Ordered filed.

The City Clerk. This matter is a renewal and can be disposed of at this time under suspension of the rules.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in this matter.

Commissioner Duffy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Benjamin Wade Moreland (William Moreland, owner); for the renewal of permit for automobile sales and parking station; premises 43-57 Passaic Street; such use to be limited to the period of two years ending February 24, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the

Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move its adoption.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
MICHAEL P. DUFFY
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., April 12, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M.

Commissioner Murphy appeared at 11 A. M. and adjourned the meeting to 4:30 P. M. for lack of quorum.

* * * *

Newark, N. J., April 12, 1939.

An Adjourned meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 4:30 P. M.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

The Clerk then read the minutes of the previous meeting.

Commissioner Franklin: I move the minutes as read be approved.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented the following ordinance and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Clerk then read the ordinance at length.

WHEREAS, on or about March 23, 1938, Mayor Ellenstein appointed a Newark World's Fair Committee and appointed Herbert S. Waters Chairman of said Committee for the purpose of making plans and offering suggestions as to the activities of The City of Newark in connection with the World's Fair to be conducted in New York City; and

WHEREAS, there will be thousands of visitors at the said World's Fair, and a vast number of these visitors will pass through The City of Newark; and,

WHEREAS, the Newark World's Fair Committee has suggested that this would be a proper time to advertise and make known the many advantages of The City of Newark; and,

WHEREAS, the Newark World's Fair Committee has recommended that a campaign be conducted to advertise the advantages of The City of Newark; and,

WHEREAS, the Board of Commissioners of The City of Newark are of the opinion that during the period of the World's Fair it would be to the benefit of The City of Newark to advertise its many advantages; and,

WHEREAS, it will necessitate the expenditure of money to properly advertise the various advantages and facilities of The City of Newark;

THEREFORE BE IT ORDAINED By the Board of Commissioners of The City of Newark:

1. That the sum of Two Thousand

Five Hundred Dollars (\$2,500.00) be and the same is hereby appropriated from the Contingent Fund to be expended for advertising the advantages of The City of Newark during the period of the New York World's Fair.

2. The aforesaid sum shall be expended in conjunction with the campaign to be conducted by the Newark World's Fair Committee to advertise the business and residential advantages of The City of Newark.

3. Payments from the said sum shall be made by the Director of the Department of Revenue and Finance upon presentation to him by the Newark World's Fair Committee of the bills for disbursements and expenses in connection with the said advertising campaign and upon certification by the Director of the Department of Public Affairs.

This ordinance shall take effect upon passage and publication according to law.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

(No response).

No one appearing, Commissioner Duffy moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the ordinance be taken upon second reading.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the title of "WHEREAS, on or about March 23, 1938, Mayor Ellenstein appointed a Newark World's Fair Committee and appointed Herbert S. Waters Chairman of said

Committee for the purpose of making plans and offering suggestions as to the activities of The City of Newark in connection with the World's Fair to be conducted in New York City;" be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

WHEREAS, on or about March 23, 1938, Mayor Ellenstein appointed a Newark World's Fair Committee and appointed Herbert S. Waters Chairman of said Committee for the purpose of making plans and offering suggestions as to the activities of The City of Newark in connection with the World's Fair to be conducted in New York City;

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance authorizing the issuance of \$510,000 of Bonds of The City of Newark for the purpose of funding outstanding indebtedness of said City, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Duffy: I move it be deferred for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

RESOLVED: That the sum of Four Hundred Twenty Dollars and Ninety-nine Cents (\$420.99) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 29.25
Treasurer's Office	91.08
District Courts	264.96
Reserve for Liabilities	
Tax Revaluation W.P.A.	
No. 5406	30.70
Auditor's Office	5.00
	<hr/>
	\$420.99

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED: That the sum of Seventy-eight Thousand, Eight Hundred Thirty-six Dollars and Seventy-three Cents (\$78,836.73) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Director's Office	\$ 15.00
Department of Central	
Purchase	205.63

Municipal Board of Alcoholic Beverage Control....	90.00
License Division	104.58
Building Division	47.09
Electrical Bureau	49.75
Reserve for Uncompleted Contracts (Police)	21,448.00
Police Division	37,930.10
Fire Division	18,946.58
	<hr/>
	\$ 78,836.73

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED: That the sum of Three Thousand Twenty-four Dollars and Ninety-four Cents (\$3,024.94) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Director's Office	\$ 172.55
Law Department	249.00
Board of Adjustment	168.38
City Hospital Alterations..	2,099.00
Newark City Alms House..	19.79
Law Department	316.22
	<hr/>
	\$ 3,024.94

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Three Thousand, Five Hundred Eight Dollars and Thirty-two Cents (\$3,508.32) be and the same are hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending April 5th and April 8th, 1939, inclusive, as follows:

Shade Tree	\$ 2,210.32
Public Buildings	1,298.00
	<hr/>
	\$ 3,508.32

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Seventy-six Dollars and Seventy-six Cents (\$276.76) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Director's Office	\$ 74.77
Public Buildings	21.86
W.P.A. Projects No. 1485-7.....	77.24
Weights and Measures	20.58
Shade Tree	20.90
W.P.A. Project No. 5037-7.....	61.41
	<hr/>
	\$276.76

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein
 M. P. Duffy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-five Thousand Dollars (\$55,000.00) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Free Library	\$ 45,000.00
Newark Museum	10,000.00
	<hr/>
	\$ 55,000.00

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein
 M. P. Duffy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Thirty-six Thousand, Two Hundred Six Dollars and Seventy-eight Cents (\$36,206.78) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

**City Treasurer, weekly payroll,
 period ending April 5, 1939:**

Newark Airport	\$ 2,450.75
Bureau of Motors	2,627.77
Bureau of Streets	1,295.66
Bureau of Sewers	835.72
House Sewer Connectoins..	413.18
Bureau of Street Cleaning	18,806.35
Street Construction	560.23
Bureau of Docks	743.80
Bureau of Water	8,473.32
	<hr/>
	\$ 36,206.78

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty Thousand, One Hundred Two Dollars and Fifty-three Cents (\$30,102.53) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Clerk	\$ 127.11
Newark Labor Relations	
Board	50.33
Doremus Avenue Bridge....	29,925.09
	<hr/>
	\$ 30,102.53

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following bond be and the same is hereby approved as to sufficiency:

AUCTIONEER'S BOND

Samuel Rosenweig, 649 Broad Street.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED: That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering one (1) or more Buick Automobiles, one (1) or more LaSalle Automobiles and Pig Lead, all for the Department of Public Affairs.

Bids to be received on such date and at such times as it shall in said advertisement designate.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED: That the Director of the Department of Public Affairs, be and he is hereby authorized and directed to advertise for sealed proposals for the repair of damage caused by fire at the new hangar at Newark Airport.

Bids to be received at such time and place as said Director shall in said advertisement designate.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering materials listed below, therefore be it.

RESOLVED by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City

of Newark, proper contracts for furnishing and delivering said materials:

Material and Repairs to City Asphalt Plant. *

NEW JERSEY BLOWER & MFG. COMPANY—
Approximately\$ 536.20

McCABE BOILER CORPORATION—
Approximately\$1,975.00

STANDARD BITULITHIC COMPANY—
Approximately\$350.00

WRIGHT ELECTRIC SERVICE COMPANY—
Approximately\$219.00

* As per itemized list on file in the office of the Department of Central Purchase.

Plumbing Fixtures and Fittings, for Newark City Hospital, Department of Public Works, as per list on file in Department of Central Purchase.

H. AUGUST, JR. & CO.—
Approximately\$302.10

CONSOLIDATED PLUMBING & HEATING SUPPLY CO—
Approximately\$2,391.10

HAJOCA CORPORATION—
Approximately\$326.25

PEIRCE TREDINICK CO.—
Approximately\$316.10

ROGERS-EBERT COMPANY—
Approximately2,367.65

TILE WHOLESALERS & IMPORTERS, INC.—

(Public Works)

Approximately 1,620 sq. ft. 1"x3/16' Gray and White hexagonal floor tile @ .19 sq. ft.

Approximately 7,675 pieces 4 1/4"x4 1/4' Aetco Wall Tile, Architectural Tile Co. No. 233, apple green @ .0313 ea.

Approximately 32 pieces 7"x6"x1/4" Tennessee Pink Marble @ .70 pc.

Electrical Supplies for the Newark City Hospital, Department of Public Works, as per list on file in Department of Central Purchase—

GENERAL ELECTRIC SUPPLY CORP.—
Approximately\$163.35

NEW JERSEY ELECTRIC SUPPLY CO.—
Approximately\$195.34

MONARCH ELECTRIC SUPPLY CO.—
Approximately\$148.30

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, Director Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property, did solicit and receive informal bids for certain work, to wit: as per specifications for indirect heat in the photographer's room in basement, City Hall Building; and

WHEREAS, Benj. Cohen, 55 1/2 Springfield Avenue, Newark, submitted the lowest bid of One Hundred Thirty-one Dollars and Fifty Cents (\$131.50); and

WHEREAS, the said Director recommends the making of a contract with the aforesaid bidder for said sum;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to enter into an agreement with Benj. Cohen for the work, as aforesaid, for the sum of One Hundred Thirty-one Dollars and Fifty Cents (\$131.50), subject to the specifications and the requirements and conditions as the said Director may provide, and conditioned that said work is done in accordance with the laws governing public work and materials and supplies furnished by contractors to the municipality, and all laws and ordinances concerning the installation of such work.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, the claim of the State Highway Commission against the City of Newark for the sum of Two Million Three Hundred Seventeen Thousand Three Hundred Seventy-five Dollars and Ninety-seven Cents (\$2,317,375.97) has been settled by the State House Commission of the State of New Jersey for the sum of Seven hundred fifty thousand dollars (\$750,000), which settlement is set forth in more detail in the record of the State House Commission meeting attached hereto and made part hereof;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the settlement of Seven hundred fifty thousand dollars (\$750,000) be concurred in, and that the Director of the Department of Public Affairs and the City Clerk be and they are hereby authorized to enter into the necessary contract with the State Highway Commissioner to carry out the terms of the decision of the State House Commission, and said contract to contain, if possible, the following provisions:

- a. That all of the parcels of land, known as the X properties, be conveyed to The City of Newark in order that The City of Newark may carry out its contract with the Pennsylvania Railroad Company.
- b. That all of the X properties to which the State now has title and set forth on the map accompanying the agreement of October 22, 1930, be conveyed to The City of Newark by the State.

Said contract to contain a provision to abrogate all existing agreements between The City of Newark and the State Highway Commissioner, acting for the State of New Jersey in connection with or applying to State Highway Route No. 21, and particularly and not by way of limitation the agreements of the following dates: January 10, 1928, April 15, 1930, October 22, 1930, and October 3, 1932.

The contract also to contain a provision that nothing therein shall affect the status of Route No. 21 as a State Highway, as the said Route No. 21 has been built, proposed, or laid out by the Legislature.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, by resolution No. 3612 unanimously approved by the Board of Commissioners of the City of Newark on October 26th, 1938, Meyer C. Ellenstein, Director of the Department of Public Affairs was authorized to file project application No. 3-7-5695 with the Works Progress Administration for the employment of one hundred and eleven (111) persons, largely of the physically handicapped class, to be taken from the relief rolls of the City to repair and rebuild contributed toys, dolls, games, children's nursery furniture, cribs, bathenettes, bassinets, walkers, strollers, baby carriages, doll houses and children's furniture for free distribution to the children of needy families and institutions in the City of Newark, in which resolution the Director of the Department of Public Affairs was authorized to expend the sum of \$23,240 as the sponsor's contribution in the operation of said project; and

WHEREAS, said project application has been approved by the President of the United States in the amount of \$96,197.52 for the operation of said project for the period of one year; and

WHEREAS, in said project application the sum of \$4,800 was set up as part of the sponsor's contribution to provide rent, heat, light and power; and

WHEREAS, the Union National Bank of the City of Newark is the owner of a building located at the corner of Providence and Read Streets in the City of Newark, containing approximately 15,000 square feet of floor space, which is well

suited for the operation of said project, and has as agreed to lease said building to the City of Newark on a month to month basis;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to commence operation of said project in accordance with the project proposal, and to enter into and execute a lease with the Union National Bank of the City of Newark for the rental of the premises hereinbefore described at a rental of two hundred dollars (\$200) per month, payable monthly, said lease to be subject to termination by either the City of Newark or the Union National Bank on thirty days notice in writing to the other.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

WHEREAS, a vacancy exists in the rank of Captain in Engine Company Number 27 in the Fire Division, Department of Public Safety, and there being no Civil Service eligible list for said position;

NOW, THEREFORE, BE IT RESOLVED, that Fireman Paul H. Grehl is hereby promoted to the rank of Acting Captain in said Fire Division, Department of Public Safety, pending results of Civil Service examination, at an annual salary of \$3,000, payable semi-monthly as other salaries are paid, effective April 16th, 1939.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment
Newark, N. J., April 11, 1939.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928, (40; 55-39 Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*338-340 Broad Street; Manuel Leonardo; renewal of permit for automobile repair shop; such use to be limited to the period of one year ending January 21, 1940;

311 Fifteenth Avenue; Philip Slotnick, owner; in a 2nd business district the construction and operation of a gasoline station including lubritorium and automobile laundry; same to be constructed and operated in conformity with the rules of this Board; the greasing pit shown on plans to be eliminated; such use to be limited to the period of eight years. (No objectors);

1231-1233 Broad Street; Standard

Oil Company of New Jersey; in a 1st industrial district an addition to gasoline station; same to be in conformity with the rules of this Board; such use to be limited to the period of eight years.

Respectfully submitted,
Board of Adjustment.
R. B. Rankin, Secretary.

(These matters to be heard by the Board of Commissioners at its meeting of April 12, 1939.)

Received, copy to be sent to each Commissioner, and further action postponed to April 19, 1939.

The City Clerk: One of these is a renewal and may be disposed of under suspension of rules.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in this matter.

Commissioner Duffy: I so move you,

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Manuel Leonardo (Viola B. Hubbard, owner); for the renewal of permit for automobile repair shop; premises 338-340 Broad Street; such use to be limited to the period of one year ending January 21, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk: There is someone here on behalf of the applicant, Philip Slotnick, the owner, for the construction and operation of a gasoline station including lubritorium and automobile laundry at 311 Fifteenth Avenue, asking a suspension of the rules in this matter.

Mayor Ellenstein: Were there any objectors?

Mr. Samuel F. Shatz: No objectors.

Commissioner Duffy: I move the rules be suspended.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Philip Slotnick, owner; for the construction and operation of a gasoline station including lubritorium and automobile laundry in a 2nd business district; premises 311 Fifteenth Avenue; same to be constructed and operated in conformity with the rules of the Board of Adjustment; the greasing pit shown on plans to be eliminated; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

REPORTS OF CITY OFFICERS

The following reports of City Officers were received and ordered filed:

Superintendent of Weights and Measures for March, 1939.

Department of Buildings for March, 1939.

Clerk of First District Court for March, 1939.

Clerk of Second District Court for March, 1939.

Superintendent of Alms House for March, 1939.

City Clerk (2) for March, 1939.

Thomas F. Guthrie, Chief Clerk, 1st Criminal Court, for March, 1939.

Thomas F. Guthrie, Chief Clerk, Night Police Court Traffic for March, 1939.

Charles F. J. McGovern, Clerk 2nd Criminal Court, Part 1, for March, 1939.

Charles F. J. McGovern, Clerk 2nd Criminal Court, Part 2, for March, 1939.

Robert J. Beckley, Clerk 3rd Criminal Court, for March, 1939.

Elizabeth S. Lewis, Clerk of Family Court, for March, 1939.

City Treasurer for March, 1939.

Comptroller for March, 1939.

City of Newark, New Jersey
Department of Revenue and Finance

April 1, 1939.

To the Honorable,
The Commissioners of the
City of Newark, N. J.

Gentlemen:

In accordance with the Act of the Legislature entitled "A further supplement of the Act entitled 'An Act to amend and revise the charter of the City of Newark, N. J.' approved February 22, 1866" I herewith present a statement of the receipts and disbursements for the month of March, 1939:

RECEIPTS

Cash on hand February 28, 1939	\$7,206,044.92	
Rec'd from Comptroller March	2,775,362.82	
Transfer from WPA Sewing Project	6,160.00	
Transfer from PWA-NJ 1438-F	1,564.52	
		<hr/>
		\$9,989,132.26

DISBURSEMENTS

By Warrant	\$3,118,530.84	
Without Warrant	1,287,876.87	
Returned Checks	4,280.76	
Transfer to 1939 Relief Acct.	500,000.00	
Transfer to PWA-NJ 1438-F	102,000.00	
		<hr/>
		\$5,007,688.47
		<hr/>
Cash on hand March 31, 1939		\$4,981,443.79

Respectfully,

Vincent J. Murphy,
Director of Revenue and Finance.

By Joseph J. Kroehl,

REPORT OF CASH COLLECTED BY TAX RECEIVER

March, 1939

1939 Real Estate Tax	\$ 462,624.60	
Less Discounts	465.86	
	<hr/>	\$ 462,158.74
1939 Personal Tax	\$ 42,489.97	
Less Discounts	118.99	
	<hr/>	42,370.98
1939—N. G. Checks Redeposited a/c 1939		3,919.92

Personal Arrears—

1938 Tax	\$ 26,317.33	
1937 Tax	15,900.36	
1936 Tax	3,569.22	
1935 Tax	1,162.99	
1934 Tax	296.40	
1933 Tax	73.61	
1932 Tax	25.73	
1931 Tax	21.94	
1930 Tax	17.25	
	<hr/>	47,384.83

Real Estate Arrears and Assessments "Regular"—

1938 Tax	\$ 393,677.60	
1938 Tax	80,593.42	
1936 Tax	24,480.32	
1935 Tax	7,117.07	
1934 Tax	2,461.75	
1933 Tax	753.49	
1932 Tax	563.58	
1931 Tax	604.30	
	<hr/>	510,251.53

Street Paving Assessments—

South 12th Street	\$92.50	
Florence Avenue	1.00	
Walnut Street	94.05	
	<hr/>	187.55
Sewer Assessment—Noble Street	170.64	
House Sewer Connections	281.58	
Shade Tree	15.00	
Snow Removal	29.55	
	<hr/>	684.32

Real Estate Arrears and Assessments—"T/S Liens"

1938 Tax	\$ 7,619.81	
1937 Tax	11,470.23	
1936 Tax	9,713.29	
1935 Tax	7,184.22	
1934 Tax	5,865.93	
1933 Tax	2,402.40	
1932 Tax	2,066.31	
1931 Tax	592.46	
1930 Tax	11.82	
1929 Tax	11.40	
T/S Cert. Interest and Costs	6,197.46	
		53,135.33
Street Opening Assessments—		
Jones Street	\$73.90	
Raymond Plaza	19.60	
Jackson Street	71.90	
Mt. Vernon Place	30.93	
		196.33
Street Paving Assessments—		
Mercer Place	\$922.74	
Bergen Street	29.50	
		952.24
Sewer Assessments—		
Mt. Vernon Place	319.96	
Water Service Connections	88.00	
		1,547.53

Miscellaneous Revenue Anticipated—

Convalescent Hospital	\$ 1.99
Department of Health	2,057.01
Public Baths	1,016.58
City Hospital	2,024.13
Farmers' Market Rent	416.66
Miscellaneous Rents	5,229.50
Army Base Rental	8,333.34
Market Plaza Lease	6,250.00
Centre Market Rents	1,484.00
City Hall Parking	225.00
Green and Franklin Rents	152.00
Market Plaza Parking	2,200.00
Income from Foreclosed Property	85.00
Jitney Tax	22,695.94
Public Library	1,601.03
Tax Searches	1,014.75
Farmers' Market Vendor Fees	1,375.00
City Home	338.36
Gasoline Tax Refund	2,566.89
Fire Department	2,014.31
Dog Licenses	2,256.00
Liquor Licenses	470.00
General Licenses	7,640.58

City Clerk Fees	805.10	
Police Courts	10,926.00	
District Courts	3,487.05	
Building Permits	1,004.94	
Electrical Permits	999.26	
Interest and Costs—		
1939 Real Estate Tax	\$ 2,298.53	
1939 Personal Tax	125.75	
Real Estate Arrears and		
Assessments	43,323.09	
Personal Arrears	3,156.09	
	<u>48,903.46</u>	
		137,373.88

Miscellaneous Revenue Not Anticipated—

Board of Adjustment	\$ 164.93	
Alms House	4.07	
Police Department	91.25	
Smoke Abatement	63.00	
Poll Tax	12.00	
Street Cleaning	48.63	
Other Sources	174.49	
	<u>558.38</u>	

Dedicated Revenue—

Outdoor Poor	\$ 460.00	
Water Rents	206,069.36	
Street Repairs	4,261.80	
Street Cleaning	112.00	
House Sewer	130.00	
Docks	18,628.60	
Airport	4,945.12	
Lighting	2,140.05	
Printing and Stationery	8,586.01	
	<u>245,332.96</u>	

General Accounts—

Payroll Refund—		
Emergency Relief	50.00	
200 Washington Street	833.33	
Estate H. C. Jones	27.28	
Redemptions	24,734.32	
School Account	1,085,842.76	
Emergency Relief Special	1,465.69	
Bonds Sold	1,245,000.00	
Total Cash Collected	<u>3,862,671.77</u>	
Minus Deposit to Adjust .....	.50	
Total Deposited in Banks	<u>\$3,862,671.27</u>	

Vincent J. Murphy,
Director of Revenue and Finance.

Commissioner Duffy: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
MICHAEL P. DUFFY
PEARCE R. FRANKLIN.

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., April 19, 1939

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M.

Director Murphy appeared at 11 A. M. and because of a lack of quorum adjourned the meeting to 4:30 P. M.

* * * *

Newark, N. J., April 19, 1939.

An Adjourned meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 4:30 P. M.

Present: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Absent: Commissioner Franklin.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

The City Clerk read the minutes in full.

Commissioner Duffy: I move that the minutes be adopted as read.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, the Board of Commissioners of The City of Newark, on

Wednesday, April 12, 1939, did adopt a resolution authorizing the consummation of an agreement between The City of Newark and the State Highway Commission in the matter of settlement for Seven Hundred Fifty Thousand Dollars (\$750,000) of the claim of the State Highway Commission against The City in the amount of Two Million Three Hundred Seventeen Thousand Three Hundred Seventy-five Dollars and Ninety-Seven Cents (\$2,317,375.97); and,

WHEREAS, the Corporation Counsel of The City of Newark and the Attorney for the State Highway Commissioner have approved the attached form of agreement and the contents thereof; and,

WHEREAS, said agreement has been duly executed by the Director of the Department of Public Affairs for the City and the State Highway Commissioner;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the agreement, copy of which is attached hereto and made a part hereof, be and the same is hereby approved and in all things ratified, and the Director of the Department of Revenue and Finance is authorized to make payment of the said sum of Seven Hundred Fifty Thousand Dollars (\$750,000.) when the said money is and shall become available for said purpose, and upon the approval of the Corporation Counsel as to manner of performance by The City of Newark and the State Highway Commissioner, according to the terms of said agreement.

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

Commissioner Murphy: I would like to say, on that resolution, Commissioner Byrne, that when the \$750,000 is paid by the City of Newark they will fix up our relief claims. The rest of the municipalities are getting part of the relief for the first few months from Mr. Mudd, but he will not recommend reimbursement to Newark until such time as the actual money is on hand, and, of course, that is hard to say. And that will reimburse the vendors that are carrying a lot of vouchers.

Mayor Ellenstein: This \$750,000 will be added to anticipated revenue. Instead of what it is now it will be \$2,400,000 and a proportionate amount taken out of the cash, \$8,634,000. It ought to be a reduction of at least \$900,000 in the budget.

Commissioner Murphy: The point is some of them may be wondering why other municipalities may be able to receive from the State, and this thing here will have to wait 20 days until we sell the bonds.

Mayor Ellenstein: This will reduce the budget by \$900,000. They add \$750,000 in anticipated revenue and take about \$175,000 out of the \$8,634,000 which is the cushion.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

The City Clerk presented the following ordinance and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Clerk then read the ordinance at length:

An Ordinance authorizing the issuance of \$510,000 of Bonds of The City of Newark for the purpose of funding outstanding indebtedness of said City.

The Board of Commissioners of the City of Newark Do Ordain as follows:

Section 1. It is hereby determined and stated that the State House Commission of the State of New Jersey has, pursuant to Chapter 258 of the Laws of 1938 of New Jersey, as amended, permitted and directed the State Highway Commissioner of New Jersey to settle, compromise and adjust a claim of the State of New Jersey against the City of Newark arising out of the laying out of the State Highway known as Route No. 21, and that said State Highway Commissioner and said City have, pursuant to said act, duly executed an agreement evidencing the settlement of said claim, and that said agreement so executed requires that said City pay to the State of New Jersey in settlement of said claim the sum of Seven Hundred Fifty Thousand Dollars (\$750,000), and that there are no funds in the City Treasury of said City which may lawfully be used to pay said claim, other than the sum of Two Hundred Forty-one Thousand, Two Hundred Fifty-one and 34/100 Dollars (\$241,251.34), which sum has heretofore been raised by the issuance of bonds of said City, and that said City is authorized by Section 40: 1-62 of the Local Bond Law of New Jersey to issue bonds to fund or refund said claim.

Section 2. Pursuant to the provisions of Section 40: 1-62 of the Local Bond Law of New Jersey, there shall be issued negotiable bonds of the City of Newark, of the aggregate principal amount of Five Hundred

Ten Thousand Dollars (\$510,000), to be designated "Land Acquisition Funding Bonds." The moneys raised by the issuance of said bonds shall be used solely for the purpose of funding Five Hundred Eight Thousand, Seven Hundred Forty-eight and 66/100 Dollars (\$508,748.66) of said claim of the State of New Jersey and to pay the cost of issuing said Land Acquisition Funding Bonds, which cost is hereby stated to be the sum of One Thousand Two Hundred Forty-one and 34/100 Dollars (\$1,251.34) or so much of said sum as may be necessary for such purpose.

Section 3. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. Said bonds shall be payable in annual installments on May 1st in each year as follows, viz.: Fifteen Thousand Dollars (\$15,000) of bonds in each of the years 1940 to 1949, inclusive, and Twenty Thousand Dollars (\$20,000) of bonds in each of the years 1950 to 1967, inclusive.

Section 4. All matters with respect to said Land Acquisition Funding Bonds not determined by this ordinance shall be determined by resolutions adopted by said Board of Commissioners.

Section 5. An ad valorem tax shall be levied annually upon all the taxable property within said City for the purpose of paying the principal of and interest on any bonds issued pursuant to this ordinance, and said tax so levied shall be levied in an amount sufficient for said purpose.

Section 6. This ordinance shall take effect at the time and in the manner provided by law.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

(No response).

No one appearing, Commissioner Duffy moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Duffy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the title of "An Ordinance authorizing the issuance of \$510,000 of Bonds of The City of Newark for the purpose of funding outstanding indebtedness of said City," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance authorizing the issuance of \$510,000 of Bonds of The City of Newark for the purpose of funding outstanding indebtedness of said City.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Seven Thousand, Three Hundred Seventy-five Dollars and Seventy-four Cents (\$7,375.74), be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 138.76
Auditor's Office	85.50
Treasurer's Office	106.38
Board of Works Pension Fund	5,159.45
Reserve for Liabilities (Revenue and Finance) ..	1,885.65
	<hr/>
	\$ 7,375.74

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nine Thousand Thirty-three Dollars and Eighty-eight Cents (\$9,033.88) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance as follows:

Remissions, prior years taxes	\$9,033.88
-------------------------------------	------------

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED That the sum of Twenty-three Thousand, Five Hundred Seven Dollars and Twenty-five Cents (\$23,507.25) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance from April 1st-15th, 1939, as follows:

Director's Office	\$ 1,341.65
Comptroller's Office	2,717.84
Auditor's Office	2,257.50
City Treasurer	944.55
Receiver of Taxes	3,803.18
Arrears Personal Taxes....	1,806.13
Board of Assessment and Revision of Taxes	7,058.96
WPA Project No. 5406-7 (Tax Revaluation)	416.66
Board of Assessment for Local Improvements	869.98
First District Court	1,179.16
Second District Court	1,111.64
	<hr/>
	\$ 23,507.25

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Thirty-two Thousand Two Hundred Two Dollars and Seventy-four Cents (\$332,202.74) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Sinking Fund and Interest \$332,202.74

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

RESOLVED: That the sum of Two Hundred Fifteen Dollars and Forty-two Cents (\$215.42) be and the same is hereby appropriated to the person named on the annexed certified list, being the back pay payroll of the Department of Public Safety from November 30th, 1938 to December 31st, 1938, incl., as follows:

Reserve for Liabilities
(Police)\$215.42

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-nine Dollars and Fifty Cents (\$49.50) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

Police Courts\$49.50

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Twenty-four Thousand Two Hundred Seventy-eight Dollars and Sixty-five Cents (\$224,278.65) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from April 1st to 15th, 1939, incl., as follows:

Director's Office	\$ 916.66
License Division	714.57
Building Division	3,137.47
Electrical Division	1,897.48
First Criminal and Family Courts	1,187.48
Second Criminal Court	506.23
Third Criminal Court	354.16
Night Police Court	312.49
Department of Central Purchase	1,993.32
W. P. A. (Police Division)	42.50
Police Division	132,537.31
Fire Division	80,678.98
	<hr/>
	\$224,278.65

M. F. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty Eight Thousand Three Hundred Thirty-three Dollars and Nineteen Cents (\$28,333.19) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the

Department of Public Works, as follows:

Newark City Home	\$ 5,254.07
Newark City Home	122.00
Bureau of Health	7,955.14
Bureau of Health	53.53
Newark City Alms House	4,667.31
Bureau of Baths	3,193.17
Rental of Beds in Institutions	4,312.50
Commitment Reserved 1938 (Newark City Hospital)	840.00
Law Department	14.00
Newark City Home	1,905.89
Public Outing—Camp Newark	15.08
	<hr/>
	\$ 28,333.19

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
M. F. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Sixty-seven Thousand, Three Hundred Seventy-eight Dollars and Forty-six Cents (\$567,378.46) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief Direct \$567,378.46

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
M. F. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Peas: Commissioners Byrne, Duffy,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Seven Thousand Two Hundred Two
Dollars and Eighty-one Cents (\$7,-
202.81) be and the same is hereby ap-
propriated to the persons named on
annexed certified lists, being the bills
and claims of the Department of Pub-
lic Works, as follows:

Emergency Relief—

Administration\$ 7,202.81

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Ninety-eight Thousand Five Hundred
Fifty-two Dollars and Nineteen Cents
(\$98,552.19) be and the same is here-
by appropriated to the City Treasurer,
being the semi-monthly payroll of the
Department of Public Works, for the
first half of April, 1939, as follows:

Director's Office	\$ 1,566.65
Bureau of Health	23,941.30
Newark City Hospital.....	23,415.11
Convalescent Hospital	1,916.11
Newark City Home	3,231.57
Bureau of Baths	5,124.98
Newark City Alms House	2,391.97
Ivy Hill Power Plant	2,526.26
Outdoor Poor Department	2,159.98
Law Department	3,630.79
Board of Adjustment	460.00
Emergency Relief—	
Administration	28,187.47
	<hr/>
	\$ 98,552.19

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Murphy, Mayor Ellenstein.

Commissioner Byrne offered the
following resolutions:

RESOLVED: That the sum of
Eleven Thousand, Two Hundred
Ninety-two Dollars and Sixty Cents
(\$11,292.60) be and the same is here-
by appropriated to the City Treasurer,
same being the semi-monthly pay
rolls of the Department of Parks and
Public Property from April 1st to
April 15th, 1939, as follows:

Director's Office	\$ 879.99
Smoke Abatement	154.16
Public Buildings	7,711.11
Public Buildings (City Owned Property)	219.66
Weights and Measures	481.66
Printing and Stationery ..	180.00
Shade Tree	1,457.49
W. P. A. Project No. 1485-7	208.33
	<hr/>
	\$ 11,292.60

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Three Thousand, One Hundred Eigh-
ty-five Dollars and Ninety-five Cents

(\$3,185.95) be and the same is hereby appropriated to the City Treasurer, same being the payrolls of the Department of Parks and Public Property for weeks ending April 12th and April 15th, 1939, as follows:

Shade Tree	\$1,905.95
Public Buildings	1,280.00
	<hr/>
	\$3,185.95

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Ten Thousand, Thirty-nine Dollars and Seventy Cents (\$10,039.70) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Director's Office	\$ 28.41
Maintenance of Dog Pound	625.00
Printing and Stationery (Miscellaneous Advertising)	62.03
Public Buildings	4,724.74
Public Buildings (City Owned Property)	24.88
Smoke Abatement	16.07
W.P.A. Project No. 1485-7	21.00
Public Buildings (Reserve for Liabilities)	1,716.41
W. P. A. Project No. 3-7-1067	59.95
Weights and Measures	203.23
Smoke Abatement (Reserve for Liabilities)	39.30
W. P. A. Project No. 1485-7 (Reserve for Liabilities)	75.75
Shade Tree	720.82

Printing and Stationery (Dedicated Revenue)	1,428.99
Printing and Stationery	293.12
	<hr/>
	\$ 10,039.70

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Nine Hundred Sixty-seven Dollars and Ninety-five Cents (\$967.95) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Project No. 3531-7).....	28.53
Newark Airport	33.44
Docks	10.96
Sewers	61.07
Director's Office	31.00
Streets	59.61
Surveys	46.30
Newark Labor Relations Board	3.64
City Clerk	222.29
Street Cleaning	103.18
Public Lighting	27.83
Water	340.10
	<hr/>
	\$967.95

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Nine Dollars and Thirty-one Cents (\$309.31) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Sewer Construction	
(WPA Project 4813-7)	\$ 70.00
Sewer Construction	
(WPA Project 4813-7)	71.50
Sewer Construction	
(WPA Project 3352-7)	47.81
Sewer Construction	
(WPA Project 3352-7)	120.00
	<hr/>
	\$309.31

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-five Dollars and Twenty-four Cents (\$55.24) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Planning
(WPA Project 5358-7)\$55.24

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand, Nine Hundred Nine Dollars (\$1,909.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water (WPA Project
5249-7)\$1,909.00

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seventeen Thousand, Two Hundred Seventeen Dollars and Eighteen Cents (\$17,217.18) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$17,217.18

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty Thousand, One Hundred Thirty-five Dollars and Eighty-one Cents (\$30,135.81) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction	
(WPA Project 3531)	\$ 18,568.44
Street Construction	
(WPA Project 3531-7) ..	6,501.33
Sewer Construction	
(WPA Project 3352-7) ..	47.81
Sewer Construction	
(WPA Project 3012-7) ..	7.00
Sewer Construction	
(WPA Project 4813-7) ..	67.38
Sewer Construction	
(WPA Project 4813-7) ..	3,267.50
Sewer Construction	
(WPA Project 3012)	611.50
Sewer Construction	
(WPA Project 601)	1,064.85
	<hr/>
	\$ 30,135.81

M. Ellenstein
 Jos. M. Byrne, Jr.
 M. P. Duffy
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-five Thousand Three Hundred Twenty-two Dollars and Forty-seven Cents (\$35,322.47) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
 period ending April 12, 1939:
 Newark Airport\$ 2,407.95

Bureau of Motors	2,628.42
Bureau of Streets	1,334.73
Bureau of Sewers	909.67
House Sewer Connections..	368.73
Bureau of Street Cleaning	18,092.05
Street Construction	516.86
Bureau of Docks	728.40
Bureau of Water	8,335.66
	<hr/>
	\$ 35,322.47

M. Ellenstein
 Jos. M. Byrne, Jr.
 M. P. Duffy
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-eight Thousand Two Hundred Eighty Dollars and Forty-seven Cents (\$48,280.47) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll,
 period April 1-April 15th, 1939,
 both incl.:

Director's Office	\$ 1,439.57
Newark Airport	1,309.99
Bureau of Lighting	420.00
Bureau of Streets	3,108.28
Sidewalks	216.66
House Sewer Connections ..	380.82
Bureau of Sewers	1,119.14
Bureau of Street Cleaning	4,219.08
Bureau of Surveys	3,034.16
Engineering Division	1,129.99
Bureau of Motors	1,927.63
Bureau of Water	19,265.73
Street Construction	2,915.79
Bureau of Docks	1,095.00
Newark Labor Relations	
Board	390.00
Sewer Construction	774.57

Airport Construction . . .	1,315.00
Haynes Avenue Bridge Construction	645.83
City Clerk	3,183.23
Elections	390.00

\$ 48,280.47

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, Four Hundred Seventy-five Dollars and Seventy-seven Cents (\$4,475.77) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction	
(WPA Project 3531-7) ..\$	3,291.79
Sewer Construction	
(WPA Project 4813-7) ..	925.48
Sewer Construction	
(WPA Project 4813-7) ..	258.50
	<hr/>
	\$ 4,475.77

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-six Dollars (\$36.00) be and the same hereby is appropriated to

the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Clerk\$36.00

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, on January 25, 1939, an automobile owned by the The City of Newark for the use of the Shade Tree Bureau and driven by William A. Zeitler, an employee of said Bureau, was struck and damaged by a car owned by Bergert Kleen, 355 North Twelfth Street; Newark; and

WHEREAS, the said Bergert Kleen, through the Manufacturer's Insurance Co., has offered the sum of Twenty-five dollars (\$25.00) in settlement of said damage; and

WHEREAS, the Director of the Department of Parks and Public Property approves of the said settlement;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to accept the sum of Twenty-five dollars (\$25.00) in full settlement of the damages to a certain automobile owned by The City of Newark, on January 25, 1939, and which damage was caused by one Bergert Kleen and

the said Director is authorized to execute a release for and in behalf of The City of Newark, approved as to form by the Law Department.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property has solicited and received informal bids for furnishing and installing one low standard tank and other necessary material in connection with removal and replacement of present tank in lavatory of the office of the Director of the Department of Public Affairs; and

WHEREAS, the lowest responsible bid is that of A. A. A. Ornstein, 376 Clinton Avenue, for Fifteen dollars and fifty cents (\$15.50);

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to contract with the aforesaid A. A. A. Ornstein for doing of said work for the sum of Fifteen dollars and fifty cents (\$15.50), subject to all laws and ordinances relating to such work.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, The City of Newark, on May 24, 1938, leased from The Trust Company of New Jersey, a tract of land located on Roseville Avenue in the City of Newark, for the purpose of storing thereon water pipes and other materials used in connection with the construction of a sewer; and

WHEREAS, the term of said lease will expire on April 30, 1939; and

WHEREAS, it is necessary that the said lands be leased for the period of at least six months;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the Director of the Department of Public Affairs and the City Clerk be and they are hereby authorized and directed to execute, on the part of The City of Newark, a lease upon the terms, conditions and for the period of time set forth in the said lease, copy of which is attached hereto and made a part hereof.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnish-

ing and delivering drugs, surgical and X-Ray supplies, for the Department of Public Works, and Cinders, Bricks, Stone and Portland Cement for the various departments requiring same.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering materials listed below; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

H. G. MOONEY COMPANY—
Newark, N. J.

(Parks and Public Property)

Approx. 200 cases paper towels, 25 pkgs. to case, 150 towels to pkg. in std. case lots, \$.0776 pkg.

WM H BARKHORN COMPANY—
Newark, N. J.

(Public Safety)

Millwork for First Precinct, Court and Washington Streets, for WPA Project No. 4633-7 (Police Div.) per blueprint on file in the Department of Central Purchase, for \$1,750.00.

GRAYBAR ELECTRIC COMPANY—
Newark, N. J.

(Public Safety)

Approx. 5,000 ft. No. 5 wire No. 14 Standard Code Colored IAME spec. Latex Lead Covered Cable in 2500 reels @ \$91.00 M. ft. including cost of 2 reels at \$12 each.

Approx. 10,000 ft. No. 10 extra double galvanized B. B. Iron telegraph wire in 1,000 ft. coils, @ \$5.74 cwt.

E. B. LATHAM & COMPANY—
New York City.

(Public Safety)

Five (5) miles No. 12 solid hard drawn 3 braid copper wire (To be furnished in 1,000 ft. coils) @ \$9.40 M. ft.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, because of the multiplicity of duties performed by Hugh

F. Shields, Clerk Timekeeper in the Bureau of Public Buildings, Department of Parks and Public Property, the Director of the said Department of Parks and Public Property deems it advisable to change the title of Hugh F. Shields to Clerk to conform with the duties of his position;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the title of Hugh F. Shields be and the same is hereby changed from Clerk Timekeeper in the Bureau of Public Buildings, Department of Parks and Public Property, to the position of Clerk in the same bureau, at his same salary of Nineteen hundred dollars (\$1,900.00) per annum; said change in title effective as of May 1st, 1939, subject to approval of Civil Service Commission.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, it has become the approved custom to set aside a period for concerted and concentrated effort to impress public consciousness with the necessity of eliminating accumulated waste, rubbish and discarded materials from store rooms, lofts, and backyards as essential to the promotion of public health and public safety; and

WHEREAS, the Newark Safety Council has requested the co-operation of The City of Newark and of the merchants, industrialists and resi-

dents of The City of Newark in promoting the success of "Fire Prevention and Cleanup Week," and

WHEREAS, such a campaign is in the direct interests of The City of Newark and of its commercial, industrial and residential elements in the advancement of public welfare;

BE IT THEREFORE RESOLVED, by the Board of City Commissioners of The City of Newark, that the week of May 1, 1939, be designated as "Fire Prevention and Cleanup Week" and that the Fire Department, the Police Department, the Bureau of Street Cleaning and Refuse Collection of the Department of Public Affairs, combine with the Newark Safety Council in enlisting the active support of all residential, commercial and industrial interests in promoting the success of "Fire Prevention and Cleanup Week," as an example of conditions that should obtain throughout the year in the interest of public safety and public health.

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, the City of Newark, at various Tax Sales heretofore conducted, acquired a number of Tax Sale Certificates; and

WHEREAS, the Revised Statutes of the State of New Jersey, Sections 54: 5-113 and 114 of Article 2 Chapter 5 of Title 54 has been fully complied with as to mailing, posting and

advertising of notice of this resolution and no redemption having been made; and

WHEREAS, John Emer has made application to the Director of Revenue and Finance of the City of Newark, for assignment of a number of these certificates according to a list hereto annexed and made a part here-off;

THEREFORE BE IT RESOLVED, that the Director of Revenue and Finance be and he is hereby authorized to execute and deliver to the said John Emer a Deed of Assignment attested and acknowledged by the City Clerk assigning all the right, title and interest of the City of Newark in and to each of said certificates shown on the attached list for the respective amounts set forth as to each certificate, together with subsequent liens, inclusive of the taxes for the first quarter of the year 1939, with interest and charges on the amount of certificate and liens to date, all of which shall be paid before delivery of Deeds of Assignment.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy

Certificate No. 20082; name, Hannah Roach; address, 239/41 Wilson Avenue; block 2983; lot 5-6; amount \$158.25.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

WHEREAS, the City of Newark, has, at various Tax Sales heretofore conducted, acquired a number of Tax Sale Certificates; and

WHEREAS, the Revised Statutes

of the State of New Jersey, Sections 54:5-113 and 114 of Article 2 Chapter 5 of Title 54 has been fully complied with as to mailing, posting and advertising of notice of this resolution, and no redemption having been made; and

WHEREAS, Henry T. Zbikowski has made application to the Director of Revenue and Finance of the City of Newark, for assignment of a number of these certificates according to a list hereto annexed and made a part hereof;

THEREFORE BE IT RESOLVED, that the Director of Revenue and Finance be and he is hereby authorized to execute and deliver to the said Henry T. Zbikowski a Deed of Assignment attested and acknowledge by the City Clerk assigning all the right, title and interest of the City of Newark in and to each of said certificates shown on the attached list for the respective amounts set forth as to each certificate, together with subsequent liens, inclusive of the taxes for the first quarter of the year 1939, with interest and charges on the amount of certificate and liens to date, all of which shall be paid before delivery of Deeds of Assignment.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy

Certificate No. 32461; name, Annie Tartis; address, 158 Dayton Street; block 3746; lot 36; amount \$28.03.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

WHEREAS, the City of Newark has, at various Tax Sales heretofore

conducted, acquired a number of Tax Sale Certificates; and

WHEREAS, the Revised Statutes of the State of New Jersey, Sections 54; 5-113 and 114 of Article 2 Chapter 5 of Title 54 has been fully complied with as to mailing, posting and advertising of notice of this resolution, and no redemption having been made; and

WHEREAS, David Wasserman has made application to the Director of Revenue and Finance of the City of Newark, for assignment of a number of these certificates according to a list hereto annexed and made a part hereof;

THEREFORE BE IT RESOLVED, that the Director of Revenue and Finance be and he is hereby authorized to execute and deliver to the said David Wasserman a Deed of Assignment attested and acknowledged by the City Clerk assigning all the right, title and interest of the City of Newark in and to each of said certificates shown on the attached list for the respective amounts set forth as to each certificate, together with subsequent liens, inclusive of the taxes for the first quarter of the year 1939, with interest and charges on the amount of certificate and liens to date, all of which shall be paid before delivery of Deeds of Assignment.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy

Certificate No. 31217; name, Wm. H. Kelly, et al, Trustees; address 209 Chancellor Avenue; block 3709; lot 13; amount \$1,191.99.

Certificate No. 29810; name Composite B. & L. Association; address, 51 Crawford Street; block 121; lot 27; amount \$168.70.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

WHEREAS, the City of Newark has, at various Tax Sales heretofore conducted, acquired a number of Tax Sale Certificates; and

WHEREAS, the Revised Statutes of the State of New Jersey, Section 54; 5-113 and 114 of Article 2 Chapter 5 of Title 54 has been fully complied with as to mailing, posting and advertising of notice of this resolution, and no redemption having been made; and

WHEREAS, Philip Mandelbaum has made application to the Director of Revenue and Finance of the City of Newark, for assignment of a number of these certificates according to a list hereto annexed and made a part hereof;

THEREFORE BE IT RESOLVED, that the Director of Revenue and Finance be and he is hereby authorized to execute and deliver to the said Philip Mandelbaum a Deed of Assignment attested and acknowledged by the City Clerk assigning all the right, title and interest of the City of Newark in and to each of said certificates shown on the attached list for the respective amounts set forth as to each certificate, together with subsequent liens, inclusive of the taxes for the first quarter of the year 1939, with interest and charges on the amount of certificate and liens to date, all of which shall be paid before delivery of Deeds of Assignment.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy

Certificate No. 29762; name, Ben-

Jamin Newman, address 35 Spring Street; block 29; lot 23; amount \$1,335.35.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

WHEREAS, the City of Newark has, at various Tax Sales heretofore conducted, acquired a number of Tax Sale Certificates; and

WHEREAS, the Revised Statutes of the State of New Jersey, Sections 54: 5-113 and 114 of Article 2 Chapter 5 of Title 54 has been fully complied with as to mailing, posting and advertising of notice of this resolution, and no redemption having been made; and

WHEREAS, Manifest Corp. has made application to the Director of Revenue and Finance of the City of Newark, for assignment of a number of these certificates according to a list hereto annexed and made a part hereof;

THEREFORE BE IT RESOLVED, that the Director of Revenue and Finance be and he is hereby authorized to execute and deliver to the said Manifest Corp. a Deed of Assignment attested and acknowledged by the City Clerk assigning all the right, title and interest of the City of Newark in and to each of said certificates shown on the attached list for the respective amounts set forth as to each certificate, together with subsequent liens, inclusive of the taxes for the first quarter of the year 1939, with interest and charges on the amount of certificate and liens to date, all of which shall be paid before delivery of Deeds of Assignment.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy

Certificate No. 22044; name Florence I. Merkel; address 721 South 20th Street; block 368; lot 33; amount \$245.45.

Certificate No. 31597; name Giuseppe Roman; address 156 Warren Street; block 389; lot 20; amount \$627.30.

Certificate No. 31848; name Jos. Axelrod; address 242/40 Mulberry Street; block 572; lot 42; amount \$5,091.94.

Certificate No. 30301; name Lucille Holding Co.; address 180 Wright Street; block 988; lot 46; amount \$150.65.

Certificate No. 29216; name Louie Geller; address 78 Ridgewood Avenue; block 2678; lot 31; amount \$368.15.

Certificate No. 26929; name Bessie Schulman; address 11/9 Belmont Terrace; block 3562; lot 10; amount \$236.70.

Certificate No. 24286; name Lelia H. Adams and M. Philbrook; address 50 Palm Street; block 4190; lot 101; \$143.60.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer of the said Board, after having con-

sidered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Standard Oil Company of New Jersey (Lambert Hoisting Company, owner); for an addition to gasoline station in a 1st industrial district; premises 1231-1233 Broad Street; same to be in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending eight years from dated hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Are there any objectors?

Mr. Russell Rankin: There were but when they found out what it was they withdrew their objections. They are adding this extra lot (indicating).

Commissioner Murphy: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., April 18, 1939.

The Board of Commissioners of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day a resolution was adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P.L. 1928 (40; 55-39 Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinances be allowed:

*18-20 Edison Place; Nick Caputo; renewal of permit for automobile parking station; such use to be limited to the period of one year ending March 10, 1940.

Respectfully submitted,
Board of Adjustment.
R. B. Rankin, Secretary.

(This matter to be heard by the Board of Commissioners at its meeting of April 19, 1939.)

Received, copy to be sent to each Commissioner and further action postponed to April 26, 1939.

The City Clerk: There is referred to the Board of Commissioners from the Secretary of the Board of Adjustment one zoning matter; it is a matter of a renewal.

Commissioner Duffy: I move the rules be suspended in that case.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Nick Caputo (Estate of Aaron Feist, owner); for the renewal of permit for automobile parking station; premises 18-20 Edison Place; such use to be limited to the period of one year ending March 10, 1940.

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Murphy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

RESOLVED, that the sum of Eight thousand five hundred fifty-seven dollars and eighty cents (\$8,557.80) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance as follows:

Reserve for liabilities
(Revenue and Finance)\$8,857.80

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Duffy: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

APPROVED:

M. ELLENSTEIN
VINCENT J. MURPHY
MICHAEL P. DUFFY
JOS. M. BYRNE, JR.

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J , April 24, 1939.

An Adjourned meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioner's Chamber, City Hall, Newark, at 11 A. M.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk: Mr. Mayor, this is the date and the time set for the hearing for the adoption of the Local Budget of the City of Newark County of Essex, for the fiscal year 1939.

The following persons addressed the Board of Commissioners on the Budget:

Messrs. Ernest Arvidson, 315 Plane Street, Newark, representing the Greater Newark Industrial Union Council CIO; Max Littman, 525 Elizabeth Avenue, Newark; Mrs. Leo Hopp, 440 Orange Street, Newark; Messrs. Ira Zuckerman, 34 Park Place, Newark, representing the Workers' Alliance of Essex County; Melvin Johnson, 94 Barclay Street, Newark; Alex Barnett, 849 Broad Street, Newark, representing the Communist Party of Essex County; Mortimer Heutlinger, 24 Branford Place, Newark; Joel Schlesinger, 31 Clinton Street; President of the Real Estate Board; John C. Feil, 205 Peshine Avenue, Vice President of the Newark Taxpayers' Association, H. A. K. Steiger, President of the Newark Taxpayers' Association; Herman Brams, 1060 Broad Street, Newark; Edward Eims, 51 West Street, Newark, representing the Equal Opportunity of American Liberty, Inc.; Harry E. Stern, 60 Park Place, New-

ark, representing the Newark Citizens' Union, Harry Nolan, 23 Nelson Street; Samuel Blaifer, 585 Springfield Avenue, Newark; Mrs. Mary Young; William Miller, 496 Jelliff Avenue, Newark; Malcolm Shackelforth, Jr., 111 Broadway, Newark; Harold S. Paskin, 15 Wolcott Terrace, Newark; Miss Edna Dietzold, 51 South 6th Street, Newark, representing the Newark Taxpayers' Association; Patrick Serra, 374 Summer Avenue, Newark; John McGovern, 249 Runyon Street, Newark; Jacob Fox, 620 Fifteenth Avenue, Newark; George Brown, 171 Milford Avenue, Newark; and George H. Eisley, 814 DeGraw Avenue, Newark.

The following communication was received and read:

THE CITY OF NEWARK
NEW JERSEY
LAW DEPARTMENT
City Hall

April 20, 1939.

Board of Commissioners of
The City of Newark,
City Hall, Newark, N. J.

Further Recommendation with Reference to Law Department Budget.

Gentlemen:--

With reference to the \$8,000 item mentioned in the budget and in the recommended changes sent to each of the Commissioners, I suggest the placing of this item in the budget of the Department of Revenue and Finance, where it properly belongs. In my former recommended changes, I said that I had no objection to the amount being included in my budget instead of Director Murphy's if he

persisted in his point of view concerning the same.

However, since the Law Department budget is now in the Budget of the Department of Public Works, the rights of the Director of that Department must be considered. He feels, and justly so, that his budget has been boosted out of proportion by items over which he has no control, such as relief, and many other items, and for this reason, despite reductions in his own divisions his budget is of necessity higher. He does not believe that there should be in his budget an item which belongs in the budget of another department, and this is one instance of same.

Another matter that has been called to my attention is that the \$7,500 item usually placed in City Sundries to take care of legislative expense has not been placed in that budget this year by the Director of the Department of Revenue and Finance, and that be cause of the passage of an ordinance placing the legislative agent and legislative work in the Law Department, he believe that this should be covered by the Law Department budget. It has not in the past been so covered, but if the Board of Commissioners determine it should be in the Law Department budget rather than in City Sundries, provision can be made by including the same in the amount provided for contractual hire along with those moneys provided for foreclosure of tax liens. This will mean that instead of my reducing that amount from \$35,000 to \$17,500, that amount will have to be left at \$25,000, but will then include this item.

Yours very truly,
James F. X. O'Brien,
Corporation Counsel.

Order filed.

The following petition was received and read.

To the Honorable Commissioners
Murphy, Byrne, Ellenstein, Duffy
and Franklin.

We, the undersigned property owners and residents of the City of Newark demand that the Newark Library, Museum, Board of Education and all five governmental department of our city commission reduce its operating appropriation 30 per cent.

We demand that the Board of School Estimate rescind all salary increases for teachers and employees of the Board of Education. We also demand that the Commissioners rescind all salary increases for Library, Museum and the personnel of all five city departments.

We also demand that the Board of Education, Museum, Library and all five City Commission departments return all accrued savings and balances from last years appropriations into the general fund; same fund to be utilized in an effort to bring about a reduction in this years tax rate.

Due to the decline in industry and the population of the City of Newark, we are opposed to the increase of 50 more, or a fraction thereof, of firemen and policemen in Commissioner Duffy's department. We are also opposed to the increase of \$14,000 in salaries to oilers and firemen in Commissioner Franklin's Department. We demand this be rescinded. We are also opposed to the five day a week schedule for the personnel of the City. It is the opinion of these petitioners that this five day a week schedule will eventually necessitate the placing of more people on the public payroll.

We demand that, every official and employee of the City of Newark, who does not show his, or her usefulness

to the City be stricken from the public payroll.

BE IT RESOLVED, in the future, in the interest of Newark and the taxpayers, we shall demand strict economy in all appropriations acquired through taxation; or we shall demand a reckoning.

We extend to Commissioner Byrne our good will and courtesy for having reduced his budget at least 20 per cent.

(Signed by 148 property owners).
Order filed.

Commissioner Duffy: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN,
PEARCE R. FRANKLIN
M. P. DUFFY
JOS. M. BYRNE, JR.
VINCENT J. MURPHY

The Board of Commissioners
of the City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., April 26, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

The Clerk then read the minutes of the previous meeting.

Commissioner Franklin: I move the minutes be approved as read.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Twenty-eight Thousand Eight Hundred Fifty-two Dollars and Twenty Cents (\$28,852.20) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions prior years
taxes\$28,852.20

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-one Thousand, Sixty-four Dollars and Ninety-seven Cents (\$41,064.97) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 42.44
Tax Receiver	481.55
Tax Board	530.00
Fire and Police Pension Fund	40,000.00
Reserve for Liabilities (Revenue and Finance)	
W.P.A. Project No. 50-70-7)	10.98
	<hr/>
	\$ 41,064.97

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

was declared adopted by the following votes:

The roll being called, the resolution

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand Three Hundred Twenty-five Dollars and Ninety-five Cents (\$2,325.95) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance, as follows:

Fiscal Agent\$2,325.95

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

was declared adopted by the following votes:

The roll being called, the resolution

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of On Thousand Seven Hundred Fifty-seven Dollars and Seventeen Cents (\$1,757.17) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—
Administration\$1,757.17

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Twenty-one Thousand, Eight Hundred Ninety-two Dollars and Thirty-one Cents (\$121,892.31) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—
Direct\$121,892.31

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-six Thousand, Sixty-six Dollars and Fifty-nine Cents (\$36,066.69) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Newark City Hospital	\$ 28,076.36
Convalescent Hospital	2,634.94
W.P.A. Project No. 5410-7 (Newark City Hospital)	790.64
Newark City Home	15.00
Law Department	18.00
Law Department	289.85
City Sundries (Court Costs)	100.00
Newark City Alms House..	63.00
City Hospital Alterations	4,060.88
Outdoor Poor Department	17.92
	<hr/>
	\$ 36,066.59

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED: That the sum of Three Thousand, Three Hundred Seventy-five Dollars and Ninety-six Cents (\$3,375.96) be and the same is hereby appropriated to the City Treasurer, same being the weekly

payrolls of the Department of Parks and Public Property for weeks ending April 19th and April 22nd, 1939, as follows:

Shade Tree	\$ 2,087.96
Public Buildings	1,288.00
	<hr/>
	\$ 3,375.96

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein
 M. P. Duffy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of One Thousand, Five Hundred Thirty-four Dollars and Fifty-two Cents (\$1,534.52) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airpor Construction	\$1,534.52
---------------------------	------------

M. Ellenstein
 M. P. Duffy
 Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-eight Thousand Four Hundred Forty-four Dollars and Seventy-three

Cents (\$38,444.73) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Streets	\$ 61.13
Street Cleaning	7,141.47
Public Lighting	31,242.13
	<hr/>
	\$ 38,444.73

M. Ellenstein
 M. P. Duffy
 Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-seven Thousand, Fifty-five Dollars and Eighty-five Cents (\$37,055.85) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$ 16,646.31
Motors	12,445.37
Streets	3,958.29
City Sundries	32.43
Sewers	882.05
House Sewer Connections..	282.41
Director's Office	38.09
City Clerk	52.50
Surveys	45.87
Newark Labor Relations	
Board	313.00
Newark Airport	1,830.09
Docks	529.44
	<hr/>
	\$ 37,055.85

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifteen Thousand, Six Hundred Seventy-three Dollars and Fifty Cents (\$15,673.50) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$15,673.50

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Dollars and Twenty-five Cents (\$4.25) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bill contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (Boylan St.) WPA
Project No. 620\$4.25

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of One Thousand, Seven Hundred Eighty-nine Dollars and Sixty Cents (\$1,789.60) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Sreet Construction (WPA Project No. 3531-7)	\$ 1,631.27
Sreet Construction (WPA Project No. 3531-7)	70.20
Sewer Construction (WPA Project No. 4813-7)	88.13
	<hr/>
	\$ 1,789.60

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-five Thousand Five Hundred Fifty-seven Dollars and Sixty-three Cents (\$35,557.63) be and the same hereby is appropriated to the persons

amed, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending April 19th, 1939:

Newark Airport	\$ 2,429.75
Bureau of Motors	2,574.75
Bureau of Streets	1,363.83
Bureau of Sewers	929.19
House Sewer Connections..	431.93
Bureau of Street Cleaning	17,980.91
Street Construction	516.50
Bureau of Docks	723.20
Bureau of Water	8,607.56
	<hr/>
	\$ 35,557.63

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty Dollars and Ninety-nine Cents (\$20.99) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Planning (WPA Project No. 5358-7)\$20.99

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Sixty-seven Dollars and Ninety-six Cents (\$467.96) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Newark World's Fair Committee (Contingent)	\$437.45
Industrial Commission (Contingent)	30.51
	<hr/>
	\$467.96

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following bonds be and they are hereby approved as to sufficiency:

AUCTIONEERS:

Max Grossman, 197 Market Street.
Zettrie Holmes, 197 Market Street.
Benjamin T. Greenfield, 197 Market Street.

KEEPER OF JUNK SHOP:

John H. Carlo & Sons, Inc., 26-32 Kitchell Street.

Israel Kaplan, 310 West Kinney Street.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, The Board of Commissioners has heretofore adopted the ordinance hereinafter described, and the Board of Commissioners desires to make further provision for the issuance of Bond Anticipation Notes, pursuant to said ordinance: NOW, THEREFORE,

BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that there shall be issued, at this time, pursuant to the ordinance entitled 'An Ordinance to amend and re-enact the ordinance entitled 'An Ordinance providing for the issuance of \$500,000 Public Improvement Bonds of the City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds,' adopted on the 9th day of November, 1938," adopted by the Board of Commissioners on April 5, 1939, Bond Anticipation Notes of said City of the aggregate principal amount of \$500,000, and that each of said notes shall be dated on or about the date of its issuance, and shall be payable not more than six months after its date and shall bear interest at a rate which shall not exceed six per centum (6%) per annum.

FURTHER RESOLVED, That each of said notes shall be signed by the Director of the Department of Revenue and Finance and shall be coun-

tersigned by the Mayor and City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

FURTHER RESOLVED, That the power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

FURTHER RESOLVED, That said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

FURTHER RESOLVED: That no notes shall be sold or issued pursuant to this resolution until said ordinance shall have taken effect in the manner provided by law.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, a certain agreement

between The City of Newark and the National State Bank of Newark, New Jersey, dated April 1, 1938, contains a provision to wit: that the said agreement is to take effect on January 1, 1938, and to remain in full force and effect for a period of one year * * * and to continue annually thereafter, upon the same terms and conditions, for the same compensations as is herein set forth, unless same is terminated (as therein provided); and,

WHEREAS, the resolution adopted January 5, 1938, by this Board provided as follows, to wit: " * * * said fee to be determined from time to time by the execution of a yearly contract * * * "; and,

WHEREAS, it is deemed for the best interests of The City of Newark to continue the contract under the terms of the aforesaid agreement;

THEREFORE BE IT RESOLVED By the Board of Commissioners of The City of Newark that the aforesaid agreement between the City and the National Stat Bank, dated April 1, 1938, be and he same is hereby approved according to the terms thereof and in all things ratified.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Giacinto Iannetti is an Honorable Discharged eVteran and is entitled to a total annual exemption on \$500.00 from the assessed valuation of his real and personal prop-

erty but failed to obtain the same for 1938; and,

WHEREAS on October 1st, 1937, Giacinto Iannetti was the owner of record of premises known and designated as Block 490, Lot 31, 76 Gar-side Street, Newark, which was assessed at a valuation of \$2,900.00, tax \$183.69;

EE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Giacinto Iannetti be granted an exemption on \$500.00, tax \$23.05 for 1938 from the assessed valuation on his premises known as Block 490, Lot 31, 76 Gar-side Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Estate of Matthew J. Kull was assessed at a valuation of \$7,000.00, tax \$235.20 for 1935; and,

WHEREAS, the assets taxable by law amounted to \$1,207.31, being cash on deposit in the bank; and,

WHEREAS, the taxes for the second half, amounting to \$107.45, were paid leaving open the taxes for the first half in the sum of \$127.75; and,

WHEREAS, said assessment for 1935 should not have been more than \$1,200.00, tax \$40.32;

BE IT THEREFORE RESOLVED
By the Board of Commissioners of
the City of Newark that the balance
of \$127.75, being taxes due and ow-
ing by the Estate of Matthew J Kull
for 1935, be cancelled and that the
Receiver be and he is hereby author-
ized to cancel the same of record.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, On October 1, 1937, the
Darwil Realty Company, Inc., was the
owner of record of premises known
as Block 3724, Lot 45, 307-309 Wee-
quahic Avenue, Newark; and,

WHEREAS, said premises were as-
sessed at a valuation of Land \$1,-
400.00, Improvements \$2,600.00, Total
\$4,000.00, Tax \$184.40; and,

WHEREAS, a duplicated assess-
ment was erroneously levied against
said premises, namely: Land \$1,-
400.00, tax \$64.54;

BE IT THEREFORE RESOLVED
By the Board of Commissioners of the
City of Newark that said duplicate as-
sessment of Land \$1,400.00, tax
\$64.54 erroneously levied against
premises known as Block 3724, Lot 45,
No. 307-309 Weequahic Avenue, for
year 1938, and assessed to the Dar-
wil Realty Company, Inc., be cancelled
and that the Comptroller be and he is
hereby authorized to cancel the same
of record.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Frank Ricigliano was
the record owner of property known
as Block 2856, Lot 22, No. 99 Boyden
Street, Newark, New Jersey, on Oc-
tober 1, 1935, October 1, 1936 and Oc-
tober 1, 1937 and was assessed for
the same during that time at a valua-
tion of \$2,400.00, being Land \$900.00
and Improvements \$1,500.00; and,

WHEREAS, said property was in
existence on October 1st, but should
not have been assessed because it
had no value and was subsequently
demolished on October 8, 1935, and
the land has since remained vacant;
and,

WHEREAS, said taxes on improve-
ments amounted to \$57.15 in 1936,
\$55.35 in 1937 and \$69.15 in 1938;

BE IT THEREFORE RESOLVED
By the Board of Commissioners of
The City of Newark that the assess-
ment of \$1,500.00 on Improvements
for 1936, 1937 and 1938 be cancelled
and that the Comptroller be and he
is hereby authorized to cancell of
record the taxes for 1936, in the sum
of \$57.15; for 1937, in the sum of
\$55.35; and for 1938 in the sum of
\$69.15.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Estate of Selma Storsberg, deceased, was assessed at a valuation of \$4,000.00, tax \$184.40, for 1938; and,

WHEREAS, the decedent left no assets which were legally taxable by the City of Newark; and,

WHEREAS, the Estate did not actually come into existence until after the assessing date;

BE IT THEREFORE RESOLVED, By the Board of Commissioners of the City of Newark that the assessment of \$4,000.00, tax \$184.40, erroneously levied against the Estate of Selma Storsberg, deceased, for 1938, be cancelled and that the Receiver be and he is hereby authorized to cancel the same of record.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Typewriter & Office Supply Company, located at No. 282 Washington Street, Newark, was assessed at a valuation of \$2,000.00, tax \$76.20, for 1936 and \$3,000.00, tax \$110.70 for 1937; and,

WHEREAS, said assessment erroneously included customers merchandise which was temporarily located on the premises for the purpose of being repaired; and,

WHEREAS, said assessments for 1936 and 1937 should not have been more than \$1,000.00 in each year;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the assessment levied against the Typewriter & Office Supply Company for 1936 in the sum of \$2,000.00, tax \$76.20, be reduced to \$1,000.00, tax \$36.20; that the assessment of \$3,000.00, tax \$110.70 for 1937 be reduced to \$1,000.00, tax \$36.90 and that the Receiver be and he is hereby authorized to note said reductions upon his records and to cancel the balance of \$36.10 for 1936 and the balance of \$73.80 for 1937.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the tenant on the premises No. 10 Center Street, Newark, New Jersey, to wit: Elite Cafeteria, was assessed for personal taxes as follows:

1936	\$39.14
1937	55.34
1938	69.15

\$163 .63 flat

which taxes are due and owing;

WHEREAS, the said tenant vacated the premises, and his whereabouts are unknown, leaving certain fixtures, the appraised value of which is about Twenty-five dollars (\$25.00); and

WHEREAS, The Howard Savings Institution has offered to pay Twen-

ty-five dollars (\$25.00) in settlement of aforesaid taxes;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the director of the Department of Revenue and Finance be and he is hereby authorized to accept the sum of Twenty-five dollars (\$25.00) from The Howard Savings Institution in satisfaction of aforesaid taxes and to cancel the balance thereof.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, it is deemed necessary to acquire certain work space for the W. P. A. Tax Revaluation Project, Department of Revenue and Finance; and

WHEREAS, suitable space is available in the building at 197 Mulberry Street, Newark; and

WHEREAS, the Director of aforesaid Department has approved the leasing for a period of six months at rental of One hundred twenty-five dollars (\$125.00) per month, with option for two three-month extensions thereof—owner to furnish heat and water;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the Director of the Department of Revenue and Finance be and he is authorized to enter into a lease with Frank Pinto, owner, of approximately two thousand and nine hundred (2900) square feet of space, being the second and third

floors of the building at 197 Mulberry Street, at One hundred twenty-five dollars (\$125.00) per month, for period of six months, with option to extend over two additional three-month periods, at same rental per month; the owner to furnish heat and water; and to be inclusive of such terms and conditions as the Director may desire, and approved by the Law Department.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the last half of April, 1939, be and the same are hereby approved, confirmed and ratified:—

PUBLIC BUILDINGS

Walter Dickerman, temporarily appointed Watchman from April 21st to 24th, 1939, inclusive, at a salary of \$1,200.00 per annum.

Mr. Dickerman is not a new appointee but appointed for four days for relief work.

Frank Rowe, Laborer, has been granted a two months leave of absence, without pay, as per his request effective April 21st, 1939.

Samuel A. Rosen, Clerk Timekeep-

He, was granted an extension on his leave of absence, without pay, as per his request, from April 1st to April 24th, 1939, at which time he returned to duty.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering glass and steel curbs for Newark City Hospital, Department of Public Works.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnish-

ing and delivering materials listed below; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said materials to the City of Newark be and the same hereby are awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark proper contracts for furnishing and delivering said materials:

STANDARD OIL COMPANY OF
NEW JERSEY—
Newark, New Jersey.

(Public Affairs)

Approx. 300 tons Refined Asphalt Cement R. A. C. 1, 50 to 60 Pen. (Section 423) Tank Car (R.R.) delivery to City Asphalt Plant @ \$11.57 ton.

Approx. 100 tons Asphalt Cement for block pavement (Section 439) in drums to City Asphalt Plant @ \$16.87 ton.

DOSCH-KING COMPANY—
Whippany, N. J.

(Public Affairs)

Approx. 25,000 gal. refined asphalt cement RAC 3, (Section 425) truck delivery to various streets @ \$.0983 gal.

Approx. 25,000 gal. refined tar cement (Section 436) Truck delivery to various streets in city @ \$.1173 gal.

Approx. 5,000 gal. Tar Cold Patch material (Section 437) tank truck delivery to City Asphalt Plant @ \$.1175 gal.

LAKE ASPHALT & PETROLEUM
Company—Harrisburg, Pa.

(Public Affairs)

Approx. 3,000 gal. Emulsified asphalt,
EA 2, (Section 428) in drums to
City Asphalt Plant @ \$.0907 gal.

STANDARD BITHULITHIC COM-
PANY—New York, N. Y.

(Public Affairs)

Approx. 3,400 tons sheet asphalt
binder mixture* (Section 435A)
truck delivery to various streets @
\$3.17 ton.

*The specific compositions are to be
established prior to ordering.

Approx. 3,500 tons fine aggregate as-
phalt concrete mixture (Section
435D) truck delivery to various
streets in City.

MANHATTAN & BRONX CINDER
SUPPLY COMPANY—
New York City.

(Public Affairs)

Approx. 50,000 asphalt blocks (Sec-
tions 463-464) 2" deep, delivery to
City Asphalt Plant @ \$109.00 M.

THE TEXAS COMPANY—
New York City.

(Public Affairs)

Approx. 12,000 gal. lantern oil (Sec-
tion 491) in drum to City Asphalt
Plant @ contractor's posted
tank wagon price for Texaco Crys-
talite, plus .0175 per gal. except
that at no time during the contract
shall the price so computed exceed
.085 per gallon (the posted tank
wagon price of Crystalite on date
of bid 4/17/39 is .07 per gal.)

THOMPSON MATERIAL
CORPORATION—Newark, N. J.

(Public Affairs)

Approx. 3,000 gal. Brickote, in drums
to City Asphalt Plant @ .20 per
gallon.

F. BOWDEN COMPANY—
Newark, N. J.

(Public Affairs)

Approx. 1,500 feet (lineal) 12" vitri-
fied pipe (Section 465) truck de-
livery to various streets @ .648
foot.

HARRISON SUPPLY COMPANY—
Harrison, N. J.

(Public Affairs)

Approx. 2,500 cu. yds. Grade "G"
broken stone aggregate (Section
417) scow delivery to Asp. Plant @
\$1.60 cu. yd.

Approx. 700 cu. yds. Concrete Sand
(Section 420) Scow delivery to
City Asphalt Plant @ \$.80 cu. yd.

Approx. 700 cu. yds. Grade "J" brok-
en stone aggregate (Section 417)
scow delivery to Asp. Plant @ \$1.60
cu. yd

Approx. 800 No. 1 Batter Units (Sec-
tion 496)* @ .19 each.

Rpprox. 5,000 Stretcher Units (Sec-
tion 496)* @ .14 each.

Approx. 3,200 Filler Blocks (Section
496)* @ .14 each.

Approx. 1,800 Corner Units (Section
496)* @ .29 each.

*Delivery to various streets in City
of Newark as required.

VAN KEUREN & SON—
East Newark, N. J.

(Public Affairs)

Approx. 15,000 Barrel units (Section 496) delivery to various streets in City of Newark as required @ .19 each.

HUDSON SMELTING & REFINING
COMPANY—Newark, N. J.

(Public Affairs)

Approx. 18,000 lbs. pig lead—price to be the New York price of pig lead as quoted by the American Metal Market and Daily Iron & Steel Report for the day following the receipt of purchase order issued by the City of Newark, N. J. plus ten per cent (10%).

FLAMMER BROTHERS—
Newark, N. J.

(Public Safety, Public Works and
Public Affairs)

Forage for the above named departments for a period of four (4) months at unit prices shown on file in the office of the Department of Central Purchase.

P. H. RYAN, INC.—
Newark, N. J.

(Public Safety, Public Works and
Public Affairs)

Forage for the above named departments for a period of four (4) months at unit prices shown on file in the office of the Department of Central Purchase.

M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, Borgas Borgas, of Kearny, New Jersey, are the real estate brokers which consummated certain leases with the City of Newark and Seaboard Storage Corporation, covering Warehouses No. 2 and No. 3, at Newark Airport, which leases were originally entered into as of October 31, 1933, for a period of 5 years, in which leases said Seaboard Storage Corporation was given the option to renew said leases for a further period of 5 years; and

WHEREAS, The City of Newark, by resolution adopted January 23, 1934, agreed to pay to said Borgas & Borgas, a commission of 5 per cent on the renewal leases; and

WHEREAS, The City of Newark did, as of November 1, 1938, execute renewal leases with said Seaboard Storage Corporation, for Warehouse No. 2, and for year years, for Warehouse No. 3, in the sum of \$5,000 rental each per annum; and

WHEREAS, said Borgas & Borgas are entitled to a commission of 5 per cent on the terms thereof, which commission amounts to \$2,500, in accordance with bill submitted by said firm, which bill is attached hereto and made a part hereof;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of The City of Newark that the sum of \$2,500, be and the same is hereby appropriated to Borgas & Borgas, in full settlement of the commissions due on the renewal rental of the leases aforesaid.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioners Byrne and Murphy not voting.

WHEREAS, the Board of Commissioners of The City of Newark by resolution No. 4180, adopted January 25, 1939, appropriated to Frank A. Hoagan the sum of Eight thousand eight hundred forty-seven dollars and twenty-two cents (\$8,847.22) in payment of taxes and interest due the said Frank A. Hoagan, as per schedules attached to the said resolution, and covering premises in the Pequannock Water Sheds, known as the "John Rutherford Trust Estate"; and

WHEREAS, due to the examination and preparation of the details in connection with the closing of the said transaction and the assigning of the rights of said Frank A. Hoagan to The City of Newark, the matter could not and cannot be disposed of until about May 1, 1939; and

WHEREAS, the amount that will be due to the said Frank A. Hoagan,

as of May 1, 1939, will be Eight thousand nine hundred forty dollars and seventy-nine cents (\$8,940.79), an amount which is Ninety-three dollars and fifty-seven cents (\$93.57) in excess of the amount appropriated by the resolution of January 25, 1939;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the sum of Ninety-three dollars and fifty seven cents (\$93.57) be and is hereby appropriated to the said Frank A. Hoagan in addition to the sum of Eight thousand eight hundred forty-seven dollars and twenty-two cents (\$8,847.22) which was appropriated by the resolution of January 25, 1939, and the said total amount of Eight thousand nine hundred forty dollars and seventy-nine cents (\$8,940.79) is to be paid to the said Frank A. Hoagan in full payment of all taxes and interest due, as per the schedule hereto attached and made part hereof; and

BE IT FURTHER RESOLVED, that Resolution No. 4180, adopted January 25, 1939, be and the same shall remain in full force and effect, except as it may be amended or altered by the terms of this resolution.

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

Compiled and Computed by
James F. Cooper, Jr.
Real Estate Clerk and Surveyor

RUTHERFORD-HOAGAN TAX CERTIFICATES
PASSAIC COUNTY

Tax Certificate purchase February 9, 1927	\$632.20	
Interest from February 9, 1927 to May 1, 1939.....	618.14	
		\$ 1,250.34
1934 Tax and Interest to July 30, 1927	539.44	
1925 Tax and Interest to July 30, 1927	531.44	
1926 Tax and Interest to July 30, 1927	490.72	
1927 Tax and Interest to July 30, 1927	254.43	
		1,816.03
Interest from July 30, 1927 to May 1, 1939		1,707.97
1927—2nd half tax interest to December 1, 1927	251.10	
Interest from December 1, 1927 to May 1, 1939	229.30	
		480.40
1928 tax	561.60	
Interest to July 1, 1935	24.67	
1929	385.20	
Interest to July 1, 1935	40.00	
1930	233.00	
Interest to July 1, 1935	74.56	
1931	231.00	
Interest to July 1, 1935	55.44	
1932	157.50	
Interest to July 1, 1935	25.20	
		1,788.17
Interest from July 1, 1935 to May 1, 1939		548.69
1933—1st half	71.75	
Interest from June 1, 1935 to May 1, 1939	33.97	
2nd half	92.24	
Interest from December 6, 1933 to May 1, 1939	39.87	
1934—1st quarter tax	35.88	
Interest from February 3, 1934 to May 1, 1939	15.06	
2nd quarter tax	35.87	
Interest from May 3, 1934 to May 1, 1939	14.35	
3rd quarter tax	53.03	
Interest from August 4, 1934 to May 1, 1939	20.12	
4th quarter tax	53.02	
Interest from November 13, 1934 to May 1, 1939	18.95	
		246.27
1935—1st quarter tax	44.45	
Interest from August 5, 35 to May 1, 1939	13.30	
2nd quarter tax	44.45	
Interest from August 5, 1935 to May 1, 1939	13.30	
3rd quarter tax	37.45	
Interest from August 5, 1935 to May 1, 1939	11.22	

4th quarter tax	37.45	
Interest from November 15, 1935 to May 1, 1939	10.38	
		<u>212.00</u>
1936—1st quarter tax	40.95	
Interest from February 3, 1936 to May 1, 1939	10.62	
2nd quarter tax	40.95	
Interest from May 4, 1936 to May 1, 1939	9.78	
		<u>102.30</u>
1936—3rd and 4th quarter tax	104.30	
Interest to December 15, 1938	18.72	
		<u>123.02</u>
Interest from December 15, 1938 to May 1, 1939	3.72	
		<u>126.74</u>
		<u>\$ 8,516.74</u>

Compiled and Computed by
James F. Cooper, Jr.
Real Estate Clerk and Surveyor

RUTHERFORD-HOAGAN TAX CERTIFICATES
SUSSEX COUNTY

Tax certificate for 1928 taxes	\$46.77	
Cording Fee	2.00	
		<u>\$ 48.77</u>
Interest from September 30, 1939 to May 1, 1939		33.48
1929 Tax—Interest Cost	45.84	
Interest from June 3, 1931 to May 1, 1939	29.02	
		<u>74.86</u>
1930 Tax—Cost Interest	37.96	
Interest from June 30, 1932 to May 1, 1939	20.85	
		<u>58.81</u>
1931 Tax	29.62	
Interest from June 30, 1933 to May 1, 1939	13.83	
		<u>43.45</u>
1932 Tax	25.06	
Interest from June 30, 1933 to May 1, 1939	11.70	
		<u>36.76</u>
1933 Tax—1st half	14.54	
Interest from June 30, 1933 to May 1, 1939	6.80	
2nd half	14.54	
Interest from July 2, 1935 to May 1, 1939	4.46	
		<u>40.34</u>
1934 Tax	25.25	
Interest from July 2, 1935 to May 1, 1939	7.74	
		<u>32.99</u>

1935 Tax—1st half	12.63	
Interest from July 2, 35 to May 1, 1939	3.85	16.48
1935 Tax—2nd half	16.29	
Interest from February 5, 1936 to May 1, 1939	4.22	20.51
1936 Tax—1st quarter tax	7.23	
Interest from February 5, 1936 to May 1, 1939	1.88	9.11
Interest Tax 2nd quarter tax	7.23	
Interest from May 4, 1936 to May 1, 1939	1.26	8.49

Compiled and Computed
James F. Cooper, Jr.
Real Estate Clerk and Surveyor

RECAPITULATION

Amount due for Passaic County	\$ 8,516.74
Amount due for Sussex County	424.05
	<u>\$ 8,940.79</u>

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, the ordinance herein-after described has been duly adopted by the Board of Commissioners of the City of Newark, and the Board of Commissioners desires to make further provision for the issuance of the bonds authorized by said ordinance: NOW, THEREFORE,

The Board of Commissioners of the City of Newark do resolve as follows:

Section 1. The \$510,000 Land Acquisition Funday Bonds of The City of Newark to be issued pursuant to the ordinance entitled "An Ordinance authorizing the issuance of \$510,000

of bonds of The City of Newark for the purpose of funding outstanding indebtedness of said City," adopted by the Board of Commissioners of said City on the 19th day of April, 1939, shall be of the aggregate principal amount of \$510,000 and shall be designated "Land Acquisition Funding Bonds." Said bonds shall consist of five hundred and ten bonds of the denomination of \$1,000 each, numbered from 1 to 510, inclusive, in the order of their maturity, and shall be dated May 1, 1939, and shall mature serially on May 1st in each year as follows, viz.: Fifteen bonds in each of the years 1950 to 1967, inclusive.

Section 2. Said bonds shall bear interest at a rate or rates which shall be hereafter determined by the Board of Commissioners and shall not exceed six per centum (6%) per annum, and shall be payable semi-annually on each May 1st and November 1st subsequent to the date of said bonds.

Section 3 Said bonds shall be coupon bonds, registerable at the option of the holder either as to principal only or as to both principal and interest. Such principal and interest shall be payable in lawful money of the United States of America at The National State Bank of the City of Newark, in Newark, New Jersey. Each of said bonds shall be signed by the Mayor of said City and countersigned by the Director of the Department of Revenue and Finance of said City. The corporate seal of said City shall be affixed to each of said bonds and such bond and said seal shall be attested by the City Clerk. The interest coupons to be attached to said bonds shall be authenticated by the fac-simile signature of said Director of the Department of Revenue and Finance.

Section 4. Each of said bonds shall be issued in substantially the following form:

No.	No.
UNITED STATES OF AMERICA	
STATE OF NEW JERSEY	
THE CITY OF NEWARK	

\$1,000	\$1,000
---------	---------

LAND ACQUISITION FUNDING
BOND

The City of Newark, a municipal corporation in the County of Essex and State of New Jersey, for value received hereby acknowledges itself indebted and promiss to pay to the bearer of this bond, or, if this bond be registered, to the registered holder thereof, the sum of

ONE THOUSAND DOLLARS
(\$1,000)

on the first day of May, 19...., with
interest thereon from the date here-
of at the rate of

per centum (%) per annum, payable semi-annually on each May 1st and November 1st subsequent to the date of this bond, upon presentation and surrender of the annexed coupons therefor as they severally become due, or, if this bond be converted into a fully registered bonds, to the registered holder thereof. Both principal of and interest on this bond are payable in lawful money of the United States of America, at the principal office of The National State Bank of the City of Newark, in the City of Newark, New Jersey.

This bond may be registered as to principal by the holder in his name on the books of the Comptroller of said City, and such registration noted hereon, after which no valid transfer hereof shall be made except on said books until after registered transfer to bearer. Such registration shall not affect the negotiability of the coupons, which shall continue to be transferable by delivery. At the request of the holder of this bond, it will be converted into a fully registered bond and the coupons hereto annexed detached and cancelled, and thereafter both principal and interest will be payable only to the registered holder hereof.

This bond is one of an issue of bonds of like date and tenor, except as to maturity, issued pursuant to Sections 40: 1-61 to 40: 1-74, inclusive, of Title 40 of the Revised Statutes of New Jersey, and pursuant to an ordinance duly adopted by the Board of Commissioners of said City on the 19th day of April, 1939.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or statutes of the State of New Jersey to exist, be performed or happen precedent to or in the issuance of this bond, exist, have been performed and have happened, and that this bond, together with all other indebtedness of said

City, is within every debt and other limit prescribed by the Constitution or statutes of said State, and the faith and credit of said City are hereby pledged irrevocably to the punctual payment of the principal of and interest on this bond in accordance with its terms.

IN WITNESS WHEREOF, The City of Newark has caused this bond to be signed by its Mayor and countersigned by its Director of the Department of Revenue and Finance, and its corporate seal to be hereunto affixed, and this bond and said seal to be attested by its City Clerk, and the annexed coupons to bear the facsimile signature of said Director, and this bond to be dated May 1, 1939.

M. Ellenstein,
Mayor.

COUNTERSIGNED:

Vincent J. Murphy,

Director of the Department of Revenue and Finance.

ATTEST:

H. S. Reichenstein,
City Clerk.

Section 5. Each of the interest coupons to be attached to said bonds shall be in substantially the following form:

No. \$.....

May,

On the 1st of November, 19...., The City of Newark, New Jersey, will pay to the bearer

..... DOLLARS (\$.....)

in lawful money of the United States of America, at The National State Band of the City of Newark, in the City of Newark, New Jersey, being

the semi-annual interest then due on its Land Acquisition Funday Bond, dated May 1, 1939, and numbered

Director of the Department of Revenue and Finance.

Section 6. There shall be endorsed upon each of said bonds provisions suitable for the registration of said bonds in substantially the following form:

IT IS HEREBY CERTIFIED that at the request of the holder of the within bond, I have this day cut off

and destroyed coupons attached to said bond, numbered from to, inclusive, of the amount and value of

Dollars (\$.....) each, amounting in the aggregate to

Dollars (\$.....), and that said bond is hereby converted into a registered bond, with the principal thereof and semi-annual interest thereon payable

to

or assignee or legal representative.

Dated,, 19....

.....
City Comptroller.

NOTICE: No writing on this bond except by an officer of The City of Newark.

Date of Registration	In Whose Name Registered	City Comptroller

Section 7. The Mayor, Director of the Department of Revenue and Finance and City Clerk are hereby authorized and directed to execute said bonds, when they shall have been sold in the manner provided by law.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Board of Commissioners desires to make provision for the sale of the bonds hereinafter described; NOW, THEREFORE.

The Board of Commissioners of The City of Newark do resolve as follows:

The Board of Commissioners of The City of Newark do resolve as follows:

Section 1. The Director of the Department of Revenue and Finance is hereby authorized and directed to publish a notice of the sale of the \$2,605,000 of bonds of the City of Newark, dated May 1, 1939, which are to be issued pursuant to the resolution adopted by the Board of Commissioners on the 26th day of April, 1939. Said notice of sale shall be published in the Daily Bond Buyer, which is

hereby determined to be a publication carrying municipal bond notices devoted primarily to the subject of state and municipal bonds, published in New York City, and in the Newark Star Eagle, which is a newspaper published in the City of Newark. Said notice shall be so published more than seven days prior to the time fixed for the receipt of sealed proposals for the purchase of said bonds.

Section 2. Said notice of sale shall be in substantially the following form:

NOTICE OF SALE
THE CITY OF NEWARK
NEW JERSEY

\$2,605,000 BONDS

Sealed proposals will be received by the Director of the Department of Revenue and Finance of The City of Newark, at his office in the City Hall, Newark, New Jersey, on Monday, May 8, 1939, at eleven o'clock A. M. (Daylight Saving Time) when they will be publicly opened, for the purchase of the following thirteen issues of bonds of the City of Newark, viz.:

- (1) \$510,000 Land Acquisition Funding Bonds, payable \$15,000 of bonds on May 1st in each of the years 1940 to 1949, inclusive, and \$20,000 of bonds on May 1st in each of the years 1950 to 1957, inclusive;

- (2) \$50,000 Sewer Bonds, Series A, payable \$2,000 of bonds on May 1st in each of the years 1940 to 1949, inclusive, and \$3,000 of bonds on May 1st in each of the years 1950 to 1959, inclusive;
- (3) \$90,000 Bridge Bonds, payable \$6,000 of bonds on May 1st in each of the years 1940 to 1954, inclusive;
- (4) \$200,000 Street Improvement Bonds, Series A, payable \$40,000 of bonds on May 1st in each of the years 1940 to 1944, inclusive;
- (5) \$70,000 City Hospital Bonds, payable \$14,000 of bonds on May 1st in each of the year 1940 to 1944, inclusive;
- (6) \$200,000 Water Bonds, Series A, payable \$10,000 of bonds on May 1st in each of the years 1940 to 1959, inclusive;
- (7) \$125,000 Sewer Bonds, Series B, payable \$5,000 of bonds on May 1st in each of the years 1940 to 1946, inclusive, \$6,000 of bonds on May 1, 1947, and \$7,000 of bonds on May 1st in each of the years 1948 to 1959, inclusive;
- (8) \$85,000 Water Bonds, Series B, payable \$4,000 of bonds on May 1st in each of the year 1940 to 1954, inclusive, and \$5,000 of bonds on May 1st in each of the years 1955 and 1959, inclusive;
- (9) \$250,000 Street Improvement Bonds, Series B, payable \$50,000 of bonds on May 1st in each of the years 1940 to 1944, inclusive;
- (10) \$125,000 Municipal Airport Bonds, payable \$10,000 of bonds on May 1st in each of the years 1940 to 1944, inclusive, and \$15,000 of bonds on May 1st in each of the years 1945 to 1949, inclusive;
- (11) \$200,000 Street Improvement Bonds, Series C, payable \$40,000 of bonds on May 1st in each of the years 1940 to 1944, inclusive;
- (12) \$200,000 Water Bonds, Series C, payable \$10,000 of bonds on May 1st in each of the years 1940 to 1950, inclusive;
- (13) \$500,000 Public Improvement Bonds, payable \$30,000 of bonds on May 1st in each of the years 1940 to 1949, inclusive, and \$40,000, of bonds on May 1st in each of the years 1950 to 1954, inclusive.

The bonds are dated May 1, 1939, and are of the denomination of \$1,000 each, and are coupon bonds, registerable at the option of the holder as to principal only or as to both principal and interest, and are payable in lawful money of the United States of America at The National State Bank of Newark, in Newark, New Jersey. The interest on the bonds is payable semi-annually on May 1st and November 1st.

The bonds will bear interest at a rate which will not exceed six per centum (6%) per annum. In bidding for the bonds, bidders must consider the bonds as constituting a single issue of bonds. Bidders are invited to name the rate of interest which the bonds are to bear. The rate named must be in a multiple of one-quarter of one per centum per annum, and must be the same for all the bonds bid for. No proposal will be considered naming a rate higher than the lowest rate named in any legally acceptable proposal received by the Director of the Department of Revenue and Finance. If two or more proposals name the lowest interest rate, the bonds will

be sold to the bidder offering to pay the sum of \$2,605,000 and to accept therefore the least amount of bonds, the bonds to be accepted being those first maturing, and if two or more of such bidders offer to accept the same least amount of bonds, the proposal of the bidder offering to pay therefor the highest additional price will be accepted. The price for which the bonds may be sold cannot exceed \$2,606,000.

The purchaser must pay accrued interest from the date of the bonds to the date of delivery. No interest will be paid upon the deposit made by the successful bidder. The right is reserved to reject all bids.

Proposals should be addressed to the undersigned Director of the Department of Revenue and Finance of The City of Newark, New Jersey, and enclosed in a sealed envelope marked on the outside "Proposal for Bonds." Bidders must at the time of making their bids deposit a certified or cashier's or treasurer's check for \$52,100, drawn upon a bank or trust company for such amount, to the order of the City of Newark, to secure the City from any loss resulting from a failure of the bidder to comply with the terms of his bid. Checks of unsuccessful bidders will be returned upon the award of the bonds.

The successful bidder will be furnished with the opinion of Messrs. Reed, Hoyt, Washburn & Clay, of New York City, that the bonds are valid and binding obligations of The City of Newark.

Bidders in submitting their bids, must use the bidding forms which will be furnished by the undersigned upon request.

By order of the Board of Commissioners.

Dated, April 26, 1939.

Vincent J. Murphy,

Director of the Department of Revenue and Finance.

Section 3. The Director of the Department of Revenue and Finance is hereby authorized and directed to receive sealed proposals for the purchase of said bonds and to sell said bonds pursuant to and in accordance with said notice of sale.

Vincent J. Murphy

M. Ellenstein

M. P. Duffy

Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the ordinances hereinafter described have been duly adopted by the Board of Commissioners of the City of Newark, and the Board of Commissioners desires to make provision for the issuance of the bonds authorized by the said ordinances; NOW, THEREFORE,

The Board of Commissioners of The City of Newark DO RESOLVE as follows:

Section 1. The bonds of The City of Newark to be issued pursuant to the ordinance entitled "An Ordinance providing for the issuance of bonds of the City of Newark for the purpose of enlarging and extending the sanitary and storm water sewer systems of said City," adopted by the Board of Commissioners of said City on the 6th day of October, 1937, shall be of the aggregate principal amount of \$50,000 and shall be designated "Sewer Bonds, Series A." Said bonds shall consist of fifty bonds of the denomination of \$1,000 each, numbered

from 1 to 50, inclusive, in the order of their maturity, and shall be dated May 1, 1939 and shall mature serially on May 1st in each year as follows, viz.: Two bonds in each of the years 1940 to 1949, inclusive, and three bonds in each of the years 1950 to 1959, inclusive.

Section 2. The bonds of The City of Newark to be issued pursuant to the ordinance entitled, 'An Ordinance providing for the issuance of bonds of The City of Newark to finance the cost of replacing the existing timber decking on the Haynes Avenue (Doremus Avenue) Bridge by composite steel and concrete, and of reinforcing the steel structure of said bridge," adopted by the Board of Commissioners of said City on the 6th day of October, 1937, shall be of the aggregate principal amount of \$90,000 and shall be designated "Bridge Bonds." Said bonds shall consist of ninety bonds of the denomination of \$1,000 each, numbered from 1 to 90, inclusive, in the order of their maturity, and shall be dated May 1, 1939 and shall mature serially on May 1st in each year as follows. Viz.: Six bonds in each of the year 1940 to 1954, inclusive.

Section 3. The bonds of The City of Newark to be issued pursuant to the ordinance entitled "An Ordinance providing for the issuance of bonds of the City of Newark for the purpose of resurfacing public streets and roads in said city," adopted by the Board of Commissioners of said City on the 6th day of October, 1937, shall be of the aggregate principal amount of \$200,000 and shall be designated "Street Improvement Bonds, Series A." Said bonds shall consist of two hundred bonds of the denomination of \$1,000 each, numbered from 1 to 200, inclusive, in the order of their maturity, and shall be dated May 1, 1939 and shall mature serially on May 1st in each year as follows, viz.:

Forty bonds in each of the years 1940 to 1944, inclusive.

Section 4. The bonds of The City of Newark to be issued pursuant to the ordinance entitled "An Ordinance providing for the issuance of bonds of the City of Newark to raise money for the purpose of acquiring additional equipment and furnishings for, and constructing additions to and reconstructing, the Newark City Hospital," adopted by the Board of Commissioners of said City on the 8th day of December, 1937, shall be of the aggregate principal amount of \$70,000 and shall be designated "City Hospital Bonds." Said bonds shall consist of seventy bonds of the denomination of \$1,000 each, numbered from 1 to 70, inclusive, in the order of their maturity, and shall be dated May 1, 1939 and shall mature serially on May 1st in each year as follows, viz.: Fourteen bonds in each of the years 1940 to 1944, inclusive.

Section 5. The bonds of The City of Newark to be issued pursuant to the ordinance entitled "An Ordinance providing for the issuance of \$200,000 Water Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners of said City on the 31st day of August, 1938, shall be of the aggregate principal amount of \$200,000 and shall be designated "Water Bonds, Series A". Said bonds shall consist of two hundred bonds of the denomination of \$1,000 each, numbered from 1 to 200, inclusive, in the order of their maturity, and shall be dated May 1, 1939 and shall mature serially on May 1st in each year as follows, viz.: Ten bonds in each of the years 1940 to 1959, inclusive.

Section 6. The bonds of The City of Newark to be issued pursuant to the ordinance entitled "An Ordinance providing for the issuance of \$125,-

000 Sewer Bonds of the City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners of said City on the 31st day of August, 1938, shall be of the aggregate principal amount of \$125,000 and shall be designated "Sewer Bonds, Series B". Said bonds shall consist of one hundred and twenty-five bonds of the denomination of \$1,000 each, the order of their maturity, and shall be dated May 1, 1939 and shall mature serially on May 1st in each year as follows: viz.: Five bonds in each of the years 1940 to 1946, inclusive; six bonds in 1947; and seven bonds in each of the years 1948 to 1959, inclusive.

Section 7. The bonds of The City of Newark to be issued pursuant to the ordinance entitled "An Ordinance providing for the issuance of bonds of the City of Newark for the purpose of constructing water mains in certain public streets and roads in said City," adopted by the Board of Commissioners of said City on the 23rd day of August, 1938, shall be of the aggregate principal amount of \$85,000 and shall be designated "Water Bonds, Series B". Said bonds shall consist of eighty-five bonds of the denomination of \$1,000 each, numbered from 1 to 85, inclusive, in the order of their maturity, and shall be dated May 1, 1939 and shall mature serially on May 1st in each year as follows, viz.: Four bonds in each of the years 1940 to 1954, inclusive, and five bonds in each of the years 1955 to 1959, inclusive.

Section 8. The bonds of The City of Newark to be issued pursuant to the ordinance entitled "An Ordinance providing for the issuance of \$250,000 Street Improvement Bonds of the City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such

bonds," adopted by the Board of Commissioners of said City on the 23rd day of August, 1938, shall be of the aggregate principal amount of \$250,000 and shall be designated "Street Improvement Bonds, Series B," said bonds shall consist of two hundred and fifty bonds of the denomination of \$1,000 each, numbered from 1 to 250, inclusive, in the order of their maturity, and shall be dated May 1, 1939, and shall mature serially on May 1st in each year as follows, viz.: Fifty bonds in each of the year 1940 to 1944, inclusive.

Section 9. The bonds of The City of Newark to be issued pursuant to the ordinance entitled "An Ordinance providing for the issuance of \$125,000 Municipal Airport Bonds of the City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners of said City on the 7th day of September, 1938, shall be of the aggregate principal amount of \$125,000 and shall be designated "Municipal Airport Bonds." Said bonds shall consist of one hundred and twenty-five bonds of the denomination of \$1,000 each, numbered from 1 to 125, inclusive, in the order of their maturity, and shall be dated May 1, 1939, and shall mature serially on May 1st in each year as follows, viz.: Ten bonds in each of the year 1940 to 1944, inclusive, and fifteen bonds in each of the years 1945 to 1949, inclusive.

Section 10. The bonds of The City of Newark to be issued pursuant to the ordinance entitled "An Ordinance providing for the issuance of \$200,000 Street Improvement Bonds of the City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners of said City on the 15th day of March, 1939, shall be of the aggregate principal amount of

\$200,000 and shall be designated "Street Improvement Bonds, Series C." Said bonds shall consist of two hundred bonds of the denomination of \$1,000 each, numbered from 1 to 200, inclusive, in the order of their maturity, and shall be dated May 1, 1939 and shall mature serially on May 1st in each year as follows, viz.: Forty bonds in each of the years 1940 to 1944, inclusive.

Section 11. The bonds of The City of Newark to be issued pursuant to the ordinance entitled "An Ordinance providing for the issuance of \$200,000 Water Bonds of the City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners of said City on the 15th day of March, 1939, shall be of the aggregate principal amount of \$200,000 and shall be designated "Water Bonds, Series C." Said bonds shall consist of two hundred bonds of the denomination of \$1,000 each, numbered from 1 to 200, inclusive, in the order of their maturity, and shall be dated May 1, 1939 and shall mature on May 1st in each year as follows, viz.: Ten bonds in each of the years 1940 to 1959, inclusive.

Section 12. The Bonds of The City of Newark to be issued pursuant to the ordinance entitled "An Ordinance to amend and reenact the ordinance entitled "An Ordinance providing for the issuance of \$500,000 Public Improvement Bonds of the City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds," adopted on the 9th day of November, 1938," adopted by the Board of Commissioners of said City on the 5th day of April, 1939, shall be of the aggregate principal amount of \$500,000 and shall be designated "Public Improvements Bonds." Said bonds shall consist of five hundred bonds of the denomination of \$1,000 each, num-

bered from 1 to 500, inclusive, in the order of their maturity, and shall be dated May 1, 1939 and shall mature serially on May 1st in each year as follows, viz.: Thirty bonds in each of the years 1940 to 1949, inclusive, and forty bonds in each of the years 1950 to 1954, inclusive.

Section 13. Said bonds shall bear interest at a rate or rates which shall be hereafter determined by the Board of Commissioners and shall not exceed six per centum (6%) per annum, and shall be payable semi-annually on each May 1st and November 1st subsequent to the date of said bonds.

Section 14. Said bonds shall be coupon bonds, registerable at the option of the holder either as to principal only or as to both principal and interest. Such principal and interest shall be payable in lawful money of the United States of America at The National State Bank of the City of Newark, in Newark, New Jersey. Each of said bonds shall be signed by the Mayor of said City and countersigned by the Director of the Department of Revenue and Finance of said City. The corporate seal of said City shall be affixed to each of said bonds and said seal shall be attested by the City Clerk. The interest coupons to be attached to said bonds shall be authenticated by the fac-simile signature of said Director of the Department of Revenue and Finance.

Section 15. Each of said bonds shall be issued in substantially the following form:

No.	No.
UNITED STATES OF AMERICA	
STATE OF NEW JERSEY	
THE CITY OF NEWARK	
\$1,000	.....BOND \$1,000

The City of Newark, a municipal corporation in the County of Essex and State of New Jersey, for value received hereby acknowledges itself

indebted and promises to pay to the bearer of this bond, or, if this bond be registered, to be registered holder thereof, the sum of

ONE THOUSAND DOLLARS
(\$1,000)

on the first day of May, 19...., with interest thereon from the date hereof

at the rate of

per centum (.....%) per annum, payable semi-annually on each May 1st and November 1st subsequent to the date of this bond, upon presentation and surrender of the annexed coupons therefor as they severally become due, or, if this bond be converted into a fully registered bond, to the registered thereof. Both principal of and interest on the bond are payable in lawful money of the United States of America, at the principal office of The National State Bank of the City of Newark, in the City of Newark, New Jersey.

This bond may be registered as to principal by the holder in his name on the books of the Comptroller of said City, and such registration noted hereon, after which no valid transfer hereof shall be made except on said books until after registered transfer to bearer. Such registration shall not affect the negotiability of the coupons, which shall continue to be transferable by delivery. At the request of the holder of this bond, it will be converted into a fully registered bond and the coupons hereto annexed detached and cancelled, and thereafter both principal and interest will be payable only to the registered holder hereof.

This bond is one of an issue of bonds of like date and tenor, except as to number and maturity, and is issued pursuant to The Local Bond Law (Chapter 1 of Title 40 of the Revised Statutes of New Jersey) and

pursuant to an ordinance duly adopted by the Board of Commissioners of

said City on the day of

.....19.....

It is hereby certified and recited that all conditions, acts and things required by the Constitution or statutes of the State of New Jersey to exist, be performed or happen precedent to or in the issuance of this bond, exist, have been performed and have happened, and that this bond, together with all other indebtedness of said City, is within every debt and other limit prescribed by the Constitution or Statutes of said State, and the faith and credit of said City are hereby pledged irrevocably to the punctual payment of the principal of and interest on this bond in accordance with its terms.

IN WITNESS WHEREOF, The City of Newark has caused this bond to be signed by its Mayor and countersigned by its Director of the Department of Revenue and Finance, and its corporate seal to be hereunto affixed, and this bond and said seal to be attested by its City Clerk, and the annexed coupons to bear the facsimile signature of said Director, and this bond to be dated May 1, 1939.

M. Ellenstein,
Mayor.

COUNTERSIGNED:
Vincent J. Murphy,

Director of the Department of Revenue and Finance.

ATTEST:
H. S. Reichenstein,
City Clerk.

Section 16. Each of the interest coupons to be attached to said bonds shall be in substantially the following form:

No. \$ within bond, I have this day cut off

May,
On the 1st day of November, 19....,
The City of Newark, New Jersey, will
pay to the bearer

.....DOLLARS (\$.....)

in lawful money of the United States
of America, at The National State
Bank of the City of Newark, in the
City of Newark, New Jersey, being
the semi-annual interest then due on

its Bond,
dated May 1, 1939, and numbered

.....
Director of the Department of Revenue
and Finance.

Section 17. There shall be endorsed
upon each of said bonds provision
suitable for the registration of said
bonds in substantially the following
form:

IT IS HEREBY CERTIFIED that
at the request of the holder of the

and destroyed..... coupons
attached to said bond, numbered from

..... to, inclusive, of

the amount and value of

Dollars (\$.....) each, amounting in

the aggregate to

Dollars (\$.....), and that said bond
is hereby converted into a registered
bond, with the principal thereof and
semi-annual interest thereon payable

to

or

assignee or legal representative.

Dated,, 19.....

.....
City Comptroller.

NOTICE: No writing on this bond except
by an officer of The City of
Newark.

Date of Registration	In Whose Name Registered	City Comptroller

Section 17. The Mayor, Director of
the Department of Revenue and Finance
and City Clerk are hereby authorized
and directed to execute said
bonds, when they shall have been sold
in the manner provided by law.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the following
votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The City of Newark
entered into an agreement with the
Trust Company of New Jersey, on
May 24, 1938, for certain premises

described in the copy of the lease hereto attached and made a part hereof, for a period from May 1, 1938 to April 3, 1939, for the storage of water pipe and other materials in connection with the construction of a 48-inch water pipe line along North 7th Street from the Bloomfield Avenue Tower to the Delaware, Lackawanna & Western Railroad, and

WHEREAS, it is necessary to continue the use of the said premises for a further period of six months from 1, 1939,

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark, that the Director of the Department of Public Affairs and the City Clerk be, and they are hereby authorized and directed to execute on the part of the City of Newark a lease with the Trust Company of New Jersey for the premises described in the lease hereto attached, and upon the terms and conditions set forth in the said lease hereto attached and made part hereof.

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The City of Newark entered into an agreement with the Coco-Cola Bottling Company of New York on May 24, 1938, for certain premises described in the copy of the lease hereto attached and made a part hereof, for a period from May 1, 1938 to April 30, 1939, for the storage of water pipe and other materials in connection with the construction of a 48-inch water pipe line along North 7th Street from Bloomfield Avenue

Tower to the Delaware, Lackawanna & Western Railroad, and

WHEREAS, it is necessary to continue the use of the said premises for a further period of six months from May 1, 1939,

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark, that the Director of the Department of Public Affairs and the City Clerk be, and they are hereby authorized and directed to execute on the part of the City of Newark a lease with the Coco-Cola Bottling Company of New York for the premises described in the lease hereto attached, and upon the terms and conditions set forth in the said lease hereto attached and made part hereof.

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., April 15, 1939.

The Board of Commissioners, of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day a resolution was adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1927) that the following application for a

variance from the terms of the Zoning Ordinance be allowed:

*222-226 Halsey Street; Shubert Parking Co., Inc., renewal of permit for automobile parking station, such use to be limited to the period of one year ending April 22, 1940.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin,
Secretary.

(This matter to be heard by the Board of Commissioners at its meeting of April 26, 1939)

Copy to be sent to each Commissioner and further action postponed one week.

The City Clerk: There is one matter for a hearing date. This being a renewal it can be disposed of at this time under a suspension of the rules.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in this case.

Commissioner Duffy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Shubert Parking Co., Inc., (Fidelity Union Trust Co.,

owner); for the renewal of permit for automobile parking station; premises 222-226 Halsey Street; such use to be limited to the period of one year ending April 22, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
M. P. DUFFY
PEARCE R. FRANKLIN

The Board of Commissioners of the City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

MINUTES OF MEETINGS

OF THE

Board of Commissioners

May, 1939

Newark, N. J., May 3, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Daylight Saving Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy.

Absent: Mayor Ellenstein.

Acting Mayor Murphy: The Clerk will read the minutes of the previous meeting.

Commissioner Duffy: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of

Eleven Thousand Five Hundred and Seventy-three Dollars and Seventy-three Cents (\$11,573.73) be and the same is hereby appropriated to the persons named on the attached certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 7.50
Comptroller's Office	158.13
Auditor's Office	116.23
Tax Board	1,421.60
Tax Receiver	99.71
Reserve for Overpayments—	
Comptroller's Office	1,955.69
Maintenance of Foreclosed Properties	163.46
Board of Health Pension Fund	6,997.26
Cost of Bond Issue	99.75
Advertising Tax Sale	554.40
	<hr/>
	\$ 11,573.73

Vincent J. Murphy
Jcs. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy.

RESOLVED: That the sum of
Seven Thousand Four Hundred Seven
Dollars and Sixty-eight Cents (\$7,-
407.68) be and the same is hereby ap-
propriated to persons named on the
annexed certified list, being the bills
and claims of the Department of Re-
venue and Finance as follows:

Remissions Prior Years
Taxes\$7,407.68

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy.

RESOLVED: That the sum of
Twenty-three Thousand Eighty-five
Dollars and Twenty-three Cents (\$23,-
085.23) be and the same is hereby ap-
propriated to the City Treasurer as
per annexed certified list, being the
semi-monthly payrolls of the Depart-
ment of Revenue and Finance from
April 26th-30th, 1939, as follows:

Director's Office	\$ 1,341.65
Comptroller's Office	2,717.84
Auditor's Office	2,257.50
City Treasurer	944.55
Receiver of Taxes	3,803.18
Arrears Personal Taxes	1,747.80
Board of Assessment and Revision of Taxes	6,903.60
W.P.A. Project No. 5406-7 (Tax Revaluation)	208.33
Board of Assessment for Local Improvements	869.98
First District Court	1,179.16
Second District Court	1,111.64
	<hr/>
	\$ 23,085.23

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy.

RESOLVED: That the sum of
Five Hundred Forty-one Dollars and
Eighty-eight Cents (\$541.88) be and
the same is hereby appropriated to
persons named on the annexed certi-
fied list, being the bills and claims of
the Department of Revenue and Fin-
ance, as follows:

Reserve for Liabilities
Tax Revaluation Project
No. 5406-7\$541.88

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy.

Commissioner Duffy offered the
following resolution:

RESOLVED: That the sum of
Two Hundred Twenty-three Thousand.
Five Hundred Forty-four Dollars and
Fifty Cents (\$223,554.50) be and the
same is hereby appropriated to per-
sons named on the annexed certified
list, being the semi-monthly payroll
of the Department of Public Safety,
from April 15th to April 30th, 1939,
inclusive, as follows:

Director's Office	\$ 916.66
License Division	714.57
Building Division	3,137.47

Electrical Bureau	1,897.48
First Criminal and Family Courts	1,187.48
Second Criminal Court	506.23
Third Criminal Court	354.16
Night Police Court	312.49
Department of Central Purchase	1,993.32
Police Division	131,781.37
Fire Division	80,700.77
W.P.A. (Police Division) ..	42.50
	<hr/>
	\$223,544.50

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Five Thousand Two Hundred Sixty-two Dollars and Seventy-four Cents (\$5,262.74) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Hospital	\$ 13.35
W.P.A. Sewing Project	
No. 336-7	4,970.00
Director's Office	124.67
Law Department	21.00
Director's Office	73.72
Public Outing	60.00
	<hr/>
	\$ 5,262.74

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Six Hundred Thirty-three Dollars and Thirty-three Cents (\$633.33), be and the same is hereby appropriated to the City Treasurer, being the monthly payroll of the Department of Public Works from April 1st to April 30th, 1939, as follows:

United States Social Hygiene \$633.33

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Ninety-eight Thousand Eight Hundred Fifty-three Dollars and Forty-two Cents (\$98,853.42) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works, for the last half of April, 1939, as follows:

Director's Office	\$ 1,566.65
City Hospital W.P.A. Project No. 5410-7	166.66
Bureau of Health	23,977.13
Newark City Hospital	23,433.40
Convalescent Hospital	1,936.49
Newark City Home	3,231.96
Bureau of Baths	5,124.98
Newark City Alms House	2,451.65
Ivy Hill Power Plant	2,526.26
Outdoor Poor Department	2,159.98
Law Department	3,630.79

Board of Adjustment . . .	460.00
Emergency Relief—	
Administration	28,187.47
	<hr/>
	\$ 98,853.42

Pearce R. Franklin
 Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Five Thousand, Three Hundred Seventy-one Dollars and Eighty Cents (\$5,371.80) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

Printing and Stationery	
(Dedicated Revenue)	\$ 5,154.25
Printing and Stationery	217.55
	<hr/>
	\$ 5,371.80

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 Pearce R. Franklin
 M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Three Thousand, Three Hundred Ninety-four Dollars and Thirty-three Cents (\$3,394.33) be and the same is hereby appropriated to the City

Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending April 26th and April 29th, 1939, as follows:

Shade Tree	\$2,100.33
Public Buildings	1,294.00
	<hr/>
	\$3,394.33

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. P. Duffy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Eleven Thousand, Three Hundred One Dollars and Ninety-four Cents (\$11,301.94) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from April 16th to April 30th, 1939, as follows:

Director's Office	\$ 879.99
Smoke Abatement	154.16
Public Buildings	7,748.05
Public Buildings (City	
Owned Property)	192.26
Weights and Measures	481.66
Printing and Stationery	180.00
Shade Tree	1,457.49
W.P.A. Project No.	
1485-7	208.33
	<hr/>
	\$ 11,301.94

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 Pearce R. Franklin
 M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Thirty-six Thousand One Hundred Thirty-nine Dollars and Fifty-one Cents (\$36,139.51) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending April 26, 1939:

Newark Airport	\$ 2,447.25
Bureau of Motors	2,609.50
Bureau of Streets	1,596.14
Bureau of Sewers	949.07
House Sewer Connections ..	447.53
Bureau of Street Cleaning ..	18,214.82
Street Construction	555.79
Bureau of Docks	742.80
Bureau of Water	8,576.61
	<hr/>
	\$ 36,139.51

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Eight Thousand, Two Hundred Seventy-seven Dollars and Seventy Cents (\$8,277.70) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Clerk's Office .. \$	128.00
Water	7,951.35
Airport Construction	23.84
Doremus Avenue Bridge ..	17.17
Street Construction	
(WPA Project No. 3531)	123.96
Sewer Construction	
(WPA Project)	23.84
Swimming Pool Construction (WPA Project No. 547)	9.54
	<hr/>
	\$ 8,277.70

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Four Hundred Fifty-three Dollars and Seventy-one Cents (\$453.71) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Planning (WPA Project No. 5358-7)\$453.71

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Twelve Thousand, Eight Dollars and Seventy-seven Cents (\$12,008.77) be

and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$12,008.77

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Forty-eight Thousand Six Hundred Eighty-seven Dollars and Thirteen Cents (\$48,687.13) be and the same hereby is appropriated to the persons named, as per certified list attached being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll, period April 16th-April 30th, 1939, both inclusive:

Director's Office	\$ 1,439.57
Newark Airport	1,309.99
Bureau of Lighting	420.00
Bureau of Streets	3,108.28
Sidewalks	216.66
House Sewer Connections	360.82
Bureau of Sewers	1,119.14
Bureau of Street Cleaning	4,235.74
Bureau of Surveys	3,034.16
Engineering Division	1,129.99
Bureau of Motors	1,927.63
Bureau of Water	19,265.73
Street Construction	2,915.79
Bureau of Docks	1,095.00
Newark Labor Relations Board	390.00
Sewer Construction	774.57
Airport Construction	1,715.00
Haynes Avenue Bridge Construction	745.83

City Clerk	3,183.23
Elections	380.00
	<hr/>
	\$ 48,687.13

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Four Thousand, One Hundred Fifty-four Dollars and Sixty-two Cents (\$4,154.62) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Project 3531-7)...	\$ 3,956.61
Sewer Construction (WPA Project 4813-7)...	102.38
Sewer Construction (WPA Project 3352-7)	95.63
	<hr/>
	\$ 4,154.62

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Byrne offered the following resolution:

RESOLVED: That the following bonds be and the same are hereby approved as to sufficiency:

KEEPER OF JUNK SHOP:

Pasquale Pepe, 55 Malvern Street,

Benjamin Hirsch, 12 Badger Avenue,

Lewis Shapiro, 147 Waverly Avenue,

Benjamin Hirsch, Inc, 561 Ferry Street.

AUCTIONEER:

Charles Rosin, 114-20 William Street.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Murphy offered the following resolutions:

WHEREAS, The City Commission deems it advisable to rearrange the Debt Service to comply with the regulations of the Commissioner of Local Government with regard to Article VI—School Debt Service;

BE IT RESOLVED, That the consent of the Commissioner of Local Government is hereby requested to give effect to said changes in the "Budget—Debt Service"—as advertised to the budget debt service as hereby submitted:

FROM

	Amount Appropriated 1939	Amount Appropriated 1938	Expended and Reserved 1938
Interest on Bonds			
General Bonds	\$3,402,243.76	\$4,153,279.26	\$4,427,554.72
School Bonds	751,035.50	\$3,656,944.26	\$3,656,944.23
		770,610.50	770,610.50
Sinking Fund			
General Bonds	208,822.85	307,222.10	307,222.10
School Bonds	98,399.25	208,822.85	208,822.85
		98,399.25	98,399.25
To Redeem Bonds			
General Bonds	4,105,775.37	4,300,100.37	4,300,100.37
School Bonds	439,000.00	3,869,100.37	3,869,100.37
		431,000.00	431,000.00
General Interest			
Temporary Loans	12,075.00	18,000.00	6,781.71
Bonds to Be Issued	42,400.00	3,000.00	
Down Payment--			
Capital Improvements			
City Railway		18,758.34	56,000.00
Port Newark Dredging			85,000.00
U. S. Army Base			55,000.00
Interest on Special Trust Funds		100,000.00	100,000.00
		942.14	
Totals	\$9,179,452.21	\$9,348,877.20	\$9,337,658.91

TO

Municipal Debt Service:

Payment of Bonds	Amount Appropriated 1939	Amount Appropriated 1938	Expended and Reserved 1938
Sinking Fund Requirements	\$ 4,105,775.37	\$ 3,869,100.37	\$ 3,869,100.37
Interest on Bonds	208,822.85	208,822.85	208,822.85
Interest on Notes	3,402,243.76	3,656,944.23	3,656,944.23
Interest on Current Loans	42,400.00	8,000.00	.....
Down Payment on Improvements	12,075.00	10,000.00	6,781.71
U. S. Army Base	18,758.34	56,000.00	56,000.00
City Railway	100,000.00	100,000.00	100,000.00
Port Newark Dredging .....	.....	85,000.00	85,000.00
Interest on Special Trust Funds	942.14	55,000.00	55,000.00
TOTALS	\$ 7,891,017.46	\$ 8,048,867.45	\$ 8,037,649.16

Article VI School Debt Service:

Payment of Bonds	439,000.00	431,000.00	431,000.00
Sinking Fund Requirements	98,399.25	98,399.25	98,399.25
Interest on Bonds	751,035.50	770,610.50	770,610.50
TOTALS	1,288,434.75	1,300,009.75	1,300,009.75
GRAND TOTALS	\$ 9,179,452.21	\$ 9,348,877.20	\$ 9,337,658.91

And in accordance with the above revision

BE IT FURTHER RESOLVED, That the statement required by Revised Statutes 40: 2-14—be revised as follows.

Taxes for

	1939	Actual 1938	Actual 1
State School Estimated for 1939	\$2,541,920.14	\$ 2,541,920.14	\$ 2,683,411.66
County Soldiers Bonus Bond Estimated for 1939.....	173,190.65	173,190.65	186,609.55
County, General County Estimate for 1939.....	4,810,434.48	4,810,434.48	5,112,094.20
Local District Schools	9,148,434.75	7,930,000.00	7,450,000.00
Local Purposes			
(a) As Shown by Abstract of Ratables .....	.....	25,843,451.92	20,063,409.72
(b) Bank Stock Tax .....	.....	66,545.51	64,290.91
TOTALS	\$38,876,446.43	\$41,365,542.70	\$35,559,815.04
State Aid Relief Fund .....	.....	4,095,919.86	3,900,453.97
Tax Rate (Estimate 1939)	4.69	4.61	3.89

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

WHEREAS, The City Commissioners deem it advisable to decrease certain items of appropriations in the Department of Public Safety;

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

BE IT RESOLVED, That the consent of the Commissioners of Local Government is hereby requested to give effect to the following reductions:

	From	To
Police Division:		
Personal Service	\$3,242,845.65	\$3,190,345.65
Fire Division:		
Personal Service	2,019,070.50	1,966,570.50
Other Than Personal Service	153,175.00	128,025.00
Central Purchase:		
Personal Service	52,040.00	47,840.00
W. P. A. Projects:		
Police Division	94,386.00	42,887.00
Fire Division	49,000.00	16,000.00
<hr/>		
Total Department of Public Safety	\$6,064,626.50	\$5,845,776.50

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

deems it advisable to change and rearrange certain appropriations in order to give effect to changes in the Water Department Budget;

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, The City Commission

THEREFORE, BE IT RESOLVED, That the consent of the Commissioner of Local Government is hereby requested to make the following changes in the Water Department, under the heading of APPROPRIATIONS FOR DEDICATED REVENUE PURPOSES:

BUREAU OF WATER:

FROM

	Amount Appropriated 1939	Amount Appropriated 1938	Expended and Reserved 1938
Payment of Bonds	\$ 511,000.00	\$ 510,000.00	\$ 510,000.00
Sinking Fund Requirements	47,746.05	49,620.31	45,746.05
Serial Bond Payments—New Bonds	7,125.00	.....	.....
Interest on Bonds	894,133.75	927,298.75	928,367.50
Interest on New Bonds	34,250.00	.....	.....
Personal Services	840,338.20	840,000.00	932,597.03
Other than Personal Service	232,319.00	198,753.60	49,338.68
	<hr/>	<hr/>	<hr/>
	\$ 2,567,932.00	\$ 2,525,672.66	\$ 2,466,049.26

12

TO

	Amount Appropriated 1939	Amount Appropriated 1938	Expended and Reserved 1938
Payment of Bonds	\$ 511,000.00	\$ 510,000.00	\$ 510,000.00
Sinking Fund Requirements	45,746.05	49,620.31	45,746.05
Serial Bond Payments—New Bonds	7,125.00	.....	.....
Interest on Bonds	894,133.75	927,298.75	928,367.50
Interest on New Bonds	15,700.00	.....	.....
Personal Services	840,338.20	815,243.80	830,530.12
Other than Personal Service	253,869.00	223,509.80	202,852.00
	<hr/>	<hr/>	<hr/>
	\$ 2,567,932.00	\$ 2,525,672.66	\$ 2,517,495.67

The above revision does not alter the total amount of the appropriations for Water utility from the amount shown in the tentative advertised Budget.

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, the Board of Commissioners deem it advisable to change the classification of Dedicated Revenues and "Appropriations for Dedicated Revenues" for City Railway Rents and City Railway Interest and Bond Redemption;

BE IT RESOLVED, That the consent of the Commissioner of Local Government is hereby requested to change the above items as follows:

	From	To
DEDICATED REVENUE:		
City Railway Rents	\$ 120,000.00	.....
MISCELLANEOUS REVENUES ANTICIPATED		
City Railway Rents .....	.....	\$ 120,000.00
APPROPRIATION FOR DEDICATED REVENUE PURPOSES		
City Railway Interest and Bond Redemption	120,000.00	.....
MUNICIPAL DEBT SERVICE		
Payment of Bonds	4,544,775.37	4,547,100.37
Interest on Bonds	4,153,279.26	4,270,954.26

These changes in classification do not effect the amount to be raised by taxation.

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, the City Commission deems it advisable to revise the classification of the items appearing under the caption of Miscellaneous Revenues Anticipated;

THEREFORE, BE IT RESOLVED, that the consent of the Commissioner of Local Government is hereby requested to give effect to changes in the classification of Miscellaneous Revenues Anticipated:

FROM

	Anticipated 1939	Anticipated 1938	Realized in Cash 1938
Gross Receipts Taxes 1938	\$ 179,758.00		
Gross Receipts Taxes 1939	710,391.00	\$ 700,000.00	\$ 530,633.14
5% Trolley Tax	40,493.00	50,000.00	40,493.95
Franchise Taxes 1938	196,011.00		
Franchise Taxes 1939	685,513.00	600,000.00	489,495.97
Jitney Tax	228,007.00	199,400.00	228,007.92
General Licenses Issued by the License Commissioner	114,197.00	113,600.00	114,197.38
Licenses and Permits for Sale of Alcoholic Beverages	625,751.00	629,900.00	625,751.10
Interest and Costs on Taxes and Assessments	856,445.00	842,607.97	856,445.13
District Courts—Listing Fees, etc.	41,298.00	41,700.00	41,298.45
Police Courts—Fines, Costs, etc.	87,964.00	76,900.00	87,964.90
Tax Search—Fees	7,036.00	8,400.00	7,036.00
Tax Sale Costs Other Than Included in Tax Sale Certificates	20,825.00	18,200.00	20,825.96
Fees for Building Alterations and Electric Work Permits	28,834.00	36,300.00	28,834.67
Bureau of Health—Licenses and Permit Fees	16,169.00	31,100.00	16,169.36
Receipts by City Clerk for Birth, Death and Marriage Li- censes and Permits	5,856.00	5,600.00	5,856.40
Receipts by Public Library for Fines and Penalties for Lost Books	20,004.00	19,800.00	20,004.89
Public Sewer Connections—Tap Fees	1,330.00	1,300.00	1,330.00
Bureau of Baths—Fees for Towels, Soap and Bathing Suits	21,231.00	22,500.00	21,231.03
Fire Department—Fees for Combustible Permits, Moving Picture Operator Permits, etc.	21,178.00	17,700.00	21,178.81
Leases and Rentals of City Owned Property	144,700.00	127,100.00	147,906.84
Bill Board Tax as Apportioned by State of New Jersey	2,511.00	1,500.00	2,511.71
City Hospital Receipts for Patients Treated	26,169.00	32,800.00	26,169.53
Convalescent Hospital Receipts for Patients Treated	1,084.00	1,100.00	1,084.95
Public Outings		200.00	
Passaic Valley Sewer Maintenance— Contribution by City of East Orange	27,920.66	31,615.92	34,920.64
Rent—Army Base	100,000.00	25,000.00	25,000.00
Rent—City Railway		15,000.00	5,000.00

	Anticipated 1939	Anticipated 1938	Realized in Cash 1938
Reimbursement of Lighting Inspectors Salary			
Receipts for Planting and Removal of Shade Trees	1,500.00	1,500.00	1,500.00
Gas Tax Refund from State of New Jersey for Taxes Paid by the City		700.00	1,128.28
Public Lighting Reimbursement by State Highway Commis- sion	20,242.00		
Excess from Dedicated Revenues:—			
Bureau of Docks	3,191.00		
Municipal Farmers Market	30,045.40	23,600.00	17,074.45
State Aid for Relief 1938		9,200.00	
	1,659,094.00		
TOTALS	\$ 5,924,748.06	\$ 3,684,323.89	\$ 3,419,051.46

TO

LICENSES:

	Anticipated 1939	Anticipated 1938	Realized in Cash 1938
For Sale of Alcoholic Beverages	\$ 625,751.00	\$ 629,900.00	\$ 625,751.10
Ice, Milk, Plumbing and Refuse	9,002.00	24,050.00	9,002.00
All other Licenses	114,197.00	113,600.00	114,197.38

FEES AND PERMITS:

Tax Search Fees	7,036.00	8,400.00	7,036.00
Building and Electrical Work Permits	28,834.00	36,300.00	28,834.67
Public Sewer Connections—Tax Fees	1,330.00	1,300.00	1,330.00
Towels, Soap, Bathing Suits	21,231.00	22,500.00	21,231.03
Combustible, Moving Picture, Garage and Miscellaneous Permits	21,178.00	17,700.00	21,178.81
Receipts for Patients Treated	27,253.00	33,900.00	27,254.48
Contribution by City of East Orange—Passaic Valley Sewer Maintenance	27,920.66	31,615.92	34,920.64

	Anticipated 1939	Anticipated 1938	Realized in Cash 1938
Jury and Listing Fees	41,298.00	41,700.00	41,298.45
Animal, Chicken, Plumbing Permits and Miscellaneous Fees	7,167.00	7,050.00	7,167.36
Transcript Fees for Births, Deaths, etc.	5,856.00	5,600.00	5,856.40
FINES:			
Magistrates	87,964.00	76,900.00	87,964.90
Overdue and Lost Books	20,004.00	19,800.00	20,004.89
Interest and Costs on Assessments	10,446.00	.....	10,446.40
Interest and Costs on Taxes	866,824.00	860,807.97	866,824.70
STATE AND OTHER AID:			
Gas Tax Refund from State	20,242.00	25,000.00	20,242.83
Public Lighting Reimbursement by State Highway Commission	3,191.00	4,375.00	3,191.34
Bill Board Tax as Apportioned by State	2,511.00	1,500.00	2,511.71
State Aid for Relief 1938	1,659,094.00	.....	.....
Franchise and Gross Receipts Tax 1936	375,769.00	.....	.....
Franchise Tax 1939	685,513.00	600,000.00	489,495.97
Gross Receipts Tax 1939	710,391.00	700,000.00	530,683.14
Bus Receipts Tax:			
5% Trolley Tax	40,493.00	50,000.00	40,493.95
Jitney Tax	228,007.00	199,400.00	228,007.92
Leases and Rentals of City Owned Property	144,700.00	127,100.00	147,906.84
Rent—Army Base	100,000.00	100,000.00	108,338.38
Reimbursement of Lighting Inspector's Salary	1,500.00	1,500.00	1,500.00
Excess from Dedicated Revenues:			
Bureau of Docks	30,045.40	23,600.00	17,074.45
Municipal Farmers Market .....	.....	9,200.00	.....
TOTALS	\$ 5,924,748.06	\$ 3,772,798.89	\$ 3,319,691.49

The above revision does not change the total of Miscellaneous Revenues Anticipated as shown on the tentative Advertised Budget.

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, Michael J. McGraith is an honorably discharged veteran and is entitled to an annual exemption of \$400.00 from the assessed value of his real estate, but failed to obtain same for the year 1938;

WHEREAS, on October 1st, 1937, Michael J. McGrath was the owner of record of premises known and designated as Block 4126A, Lot 33, 171 Richelieu Terrace, Newark, New Jersey, which was assessed at a valuation of \$5,500.00, tax \$253.56;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said Michael J. McGrath be granted exemption of \$400.00, tax \$18.44 for 1938, from the assessed valuation on his property known as Block 4126A, Lot 33, 171 Richelieu Terrace, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, property known as No 101 Marne Street, Newark, Block 2074, Lot 14, was assessed at a valuation of \$1,600.00, being \$700.00 on land and \$900.00 on building, tax \$73.76, for 1938, said tax being open and unpaid; and

WHEREAS, said property was assessed in the name of G. & H. Gleich and C. Silberngel for 1937 and 1938; and

WHEREAS, George Gleich is an honorable discharged veteran who is entitled to a total annual exemption from taxation on a valuation of \$500.00 but failed to obtain same for 1937 and 1938, said exemption amounting to \$18.45 for 1937 and \$23.05 for 1938, a total of \$41.50;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the said George Gleich be granted an exemption from taxation on a valuation of \$500.00 for 1937 and 1938, amounting to \$18.45 and \$23.05, respectively, total \$41.50, that said exemptions be applied to the payment of taxes due upon property known as No. 10 Marne Street, Newark, Block 2074, Lot 14, of which said George Gleich is one of the owners of record and that the Comptroller be and he is hereby authorized to enter said exemption upon his records

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, there is due and owing personal taxes on the store premises at 245 Stuyvesant Avenue, Leah Grandfast, owner, the sum of Two hundred fifty-nine dollars and sixty-three cents (\$259.63), together with interest and costs; and

WHEREAS, said business has been liquidated and the sum of One hundred twenty-nine and forty-two hundredths dollars (\$129.42) is offered in settlement thereof; and

WHEREAS, the Director of the Department of Revenue and Finance upon inquiry has determined that it is for the best interests of The City of Newark that the said sum of One hundred twenty-nine and forty-two hundredths dollars (\$129.42) be accepted in settlement;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the sum of One hundred twenty-nine and forty-two hundredths dollars (\$129.42) be and the same is hereby accepted in settlement of the aforesaid taxes, and the Director of the Department of Revenue and Finance is hereby authorized to cancel the balance thereof.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Byrne offered the following resolutions:

WHEREAS, the Franklin Parking Co., Inc., tenant of the premises No 233-243 Mulberry Street, Newark, by virtue of a lease entered into between

the said Franklin Parking Co., Inc. and the City of Newark, dated October 2, 1937; and

WHEREAS, said Franklin Parking Co., Inc., desires to assign its rights, title and interest in said lease to the Federal Parking Station; and

WHEREAS, under paragraph 10 of the said lease the consent of the City is required; and

WHEREAS, by reason of the premises being adjacent to the premises at Mulberry and Green Streets, occupied by the Federal Parking Station, by virtue of a lease between it and the City, and the Director of the Department of Parks and Public Property deems it advantageous for the purpose for which used to have the premises on Mulberry Street, from Franklin to Green Street under one tenancy and management for the purpose of automobile parking, the said Director recommends that consent be given to the assignment;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the consent of the City is hereby given to the assignment of the aforesaid lease, subject to conditions and requirements prescribed by the Director of the Department of Parks and Public Property, and approved as to form of assignment by the Law Department, and the consent hereby given shall not be effective until final approval by the said Director and Law Department. No change shall be made in the terms of the lease whatsoever and the consent to the assignment herein made shall not be deemed to change the terms of the said lease.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, John H. Lidgerwood upon solicitation of the City, through the Corporation Counsel, has tendered a deed of conveyance of all his right, title and interest in certain land lying in Elizabeth Avenue, as described in the deed dated March 13, 1939, in consideration of the sum of One dollar (\$1.00); and which deed constitutes a conveyance of the right of reversion in said land dedicated to the City for street purposes, as set forth in the deed now tended; and

WHEREAS, the purpose of the deed is to give the City the fee in a certain part of a triangle of land lying in Elizabeth Avenue, and commonly referred to as "Lidgerwood Park";

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the aforesaid deed, dated March 13, 1939, from John H. Lidgerwood to The City of Newark conveying all his right, title and interest in the lands set forth in said deed, be and the same is hereby accepted by The City of Newark, and the Corporation Counsel shall receive the deed, have it duly recorded in the Register's Office of Essex County, and thereafter filed in the office of the Director of the Department of Revenue and Finance.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, The City of Newark has received from the Lidgerwood Estates, Inc., 96 Liberty Street, New York, N. Y., a bill in the sum of Twenty-five dollars (\$25.00) for legal fee and incidental expenses in connection with deed from John H. Lidgerwood to The City of Newark, dated March 13, 1939, releasing a certain tract of land from covenant of dedication for highway purposes and vesting legal title thereto in The City of Newark; and

WHEREAS, the said John H. Lidgerwood has given the said deed aforesaid for the nominal consideration of One dollar (\$1.00); and

WHEREAS, the said charge is reasonable in connection with the matter of preparing the deed and the attendance of the representative of the Lidgerwood Estates with counsel for the City at various times with reference to this matter;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the sum of Twenty-five dollars (\$25.00) be and hereby ordered paid to Lidgerwood Estates, Inc., 96 Liberty Street, New York, N. Y., in settlement of the aforesaid charge made in connection with the deed from John H. Lidgerwood to The City of Newark, dated March 13, 1939.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Duffy offered the following resolutions:

RESOLVED, that in order to accommodate public purposes in the City of Newark, Public Service Coordinated Transport be and it is hereby requested and directed to locate its pole on the east side of Broad Street south of Orange Street, as indicated on map or plan numbered 2939-A and entitled "Public Service Coordinated Transport, Distribution Department, Proposed Pole Location in Broad Street, South of Orange Street, Newark, N. J." dated April 20, 1939, hereto attached and made a part hereof, and that said pole be and is hereby located as shown on said map or plan

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Ready Mixed Concrete for the Department of Public Affairs.

Bids to be received on such date as it shall in said advertisement designate.

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering paper cups, toilet tissue and motor fuel (for all departments, excepting Revenue and Finance).

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioner of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering anthracite coal; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said coal to the City of Newark, be and the same hereby are awarded as follows, being lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Affairs and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said coal:

C & I. COAL COMPANY—
Newark, N. J.

(Public Safety, Public Affairs, Public Works and Parks and Public Property)

Approx. 148 tons Stove, truck delivery, zone 3, @ \$8.30 net ton.

Approx. 69 tons Nut, truck delivery, zone 3, @ \$8.30 net ton.

Approx. 100 tons Egg, truck delivery, zone 3, @ \$8.30 net ton.

Approx. 510 tons Stove, truck delivery, zone 4, @ \$8.30 net ton.

Approx. 82 tons Nut, truck delivery, zone 4, @ \$8.30 net ton.

Approx. 150 tons Pea, truck delivery, zone 4, @ \$6.68 net ton.

DEXTER CARPENTER COAL
COMPANY, INC.,
New York City.

(Public Safety, Public Affairs, Public Works and Parks and Public Property).

Approx. 75 tons Nut, carload delivery, zone 5, @ \$7.45 net ton.

Approx. 100 tons Stove, carload delivery, zone 5 @ \$7.75 net ton.

Approx. 1,300 tons Buckwheat, carload delivery, zone 5 @ \$5.53 net ton.

Approx. 75 tons Nut, carload delivery, zone 6, @ \$7.28 net ton.

LINDEMAN & COMPANY—
Newark, N. J.

(Public Safety, Public Affairs, Public Works and Parks and Public Property).

Approx. 760 tons Buckwheat No. 1,

truck delivery, zone 1, @ \$5.84 net ton.

Approx. 510 tons Buckwheat No. 1, truck delivery, zone 2, @ \$5.84 net ton.

Approx. 4,730 tons Buckwheat No. 1, truck delivery, zone 3, @ \$5.84 net ton.

Approx. 10,000 tons Buckwheat No. 2, truck delivery, zone 3, @ \$4.87 net ton.

Approx. 330 tons Buckwheat No. 1, truck delivery, zone 4, @ \$5.84 net ton.

Approx. 8,000 tons Buckwheat No. 2, truck delivery, zone 4 @ \$4.97 net ton.

SAMUEL W. SMITH—
Kearny, N. J.

(Public Safety, Public Affairs, Public Works and Parks and Public Property).

Approx. 12 tons Stove, truck delivery, zone 1, @ \$7.68 net ton.

Approx. 164 tons Nuts, truck delivery, zone 1 @ \$7.68 net ton.

Approx. 166 tons Stove, truck delivery, zone 2, @ \$7.68 net ton.

Approx. 62 tons Nut, truck delivery, zone 2 @ \$7.68 net ton.

Approx. 240 tons Pea, truck delivery, zone 3, @ \$6.58 net ton.

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Byrne offered the following resolutions:

RESOLVED, By the Board of Commissioner of the City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to advertise for sealed proposals for the rental of approximately seventy (70) new and reconditioned electric water coolers for the City Hall group of buildings.

Bids to be received between the hours of 11:00 and 11:15 A. M. on such date as it shall in said advertisement designate. Bids to be advertised for and received in manner provided by law.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, the Director of the Department of Parks and Public Property has solicited and received informal bids for binding of City minutes for 1928; and

WHEREAS, the lowest responsible bid is that of F. Enderlin & Son, 224 Market Street, Newark, to wit:

8 sets bound in full leather and gold edged and stamped	\$30.80
12 sets bound in full buckram and gold stamped	24.00
	<hr/>
	\$54.80

THEREFORE BE IT RESOLVED,

by the Board of Commissioners of The City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to contract with F. Enderlin & Son, for binding City minutes for 1928, as aforesaid, for the sum of Fifty-four dollars and eighty cents (\$54.80), subject to all requirements of law governing municipal contracts.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Murphy offered the following resolution:

RESOLVED, that the contract for Repair of Damage Caused by Fire at the New Hangar at Newark Airport be and the same is hereby awarded to E. M. Waldron & Co., Inc., they being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of their bid being One thousand three hundred seventy-seven (\$1,377.00) dollars.

AND BE IT FURTHER RESOLVED, that the Director of the Department of Public Affairs and the City Clerk are hereby authorized and directed to execute on the part of the City of Newark the proper contract for the carrying out of the said work.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Duffy offered the following resolution:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering materials listed below; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

THE A. P. SMITH MANUFACTURING COMPANY—
East Orange, N. J.

(Public Affairs)

One (1) or more of any or all sizes of hydrants, tapping sleeves and valves, as per unit prices shown on list on file in the office of the Department of Central Purchase.

One (1) or more of any or all repair parts for above, all as shown on above mentioned price list.

WARREN FOUNDRY & PIPE CORPORATION—
New York City

Approx. 300 tons Class B pipe, 6-inch, 16-inch and 24-inch in diameter f.o.b. cars, Newark, N. J. @ \$47.10 net ton.

Approx. 5 tons Class B and D special castings, 4-inch to 24-inch, inclusive. a—f.o.b. cars, Newark, N. J. @ \$108.00 net ton. b — f.o.b. Water Department truck at foundry @ \$106.20 net ton.

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin offered the following resolution:

BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that Herman J. Dumpert of No. 8 Belgium Street, Newark, New Jersey, be and he is hereby appointed as a member of the Board of Adjustment to replace the vacancy that now exists, said appointment to be for a term beginning May 3rd, 1939, and expiring December 31, 1943; or until his successor is appointed and qualified, at an annual salary of One thousand five hundred dollars (\$1,500.00) payable as other salaries are paid, under and by virtue of the authority of Article 9, Chapter 274, P. L. 1928, and the provisions of an ordinance entitled "Zoning Ordinance of the City of Newark," adopted January 8th, 1930.

Pearce R. Franklin
Vincent J. Murphy
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The following communication was received and read:

Board of Adjustment

Newark, N. J., May 2, 1939.

The Board of Commissioners
of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928, (40; 55-59 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*342-346 Washington Street; Finolene, Inc.; renewal of permit for gasoline and automobile parking station; the gasoline station to be limited to the period of three years ending April 2nd, 1942, and the parking station to be limited to the period of one year ending April 2, 1940;

185-187 Pennsylvania Avenue; M. & M. Incorporated, owner; in a 1st industrial district alteration and addition to present gasoline station; same to be constructed and operated in conformity with the rules of the Board of Adjustment; that all damage to the building at 183 Pennsylvania Avenue, resulting from the razing of the building at 183 Pennsylvania Avenue, be repaired by the applicant; such use to be limited to the period of eight years;

6-10 Pearl Street; Finolene, Inc.; in a 2nd business district the establishment and operation of an automobile parking station; same to be operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending April 2, 1940; to run concurrently with the automobile parking station on premises 342-346 Washington Street; (No objectors);

23-25 Dey Street; Ed Morganstern; in a 1st industrial district the establishment and operation of an automobile sales station; same to be operated and maintained in conformity with the rules of the Board of Adjustment; on condition that a substantial bumper be erected along the southerly line of the property; such use to be limited to the period of one year;

58 Commonwealth Avenue; Lenora Horder; in a 1st residence district the conversion of a one-family dwelling into a two-family dwelling; (No objectors).

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary.

Received, copy to be sent to each Commissioner and further action postponed to May 10, 1939.

The City Clerk: The Board of Adjustment has referred to us under date of May 2, 1939, over the signature of Russell P. Rankin, its Secretary, five Board of Adjustment matters for a hearing date to be set one week from today, one of which is a renewal and can be disposed of at this time under a suspension of rules.

Commissioner Duffy: I move you that the rules be suspended.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Finolene, Inc. (Gem Building and Loan Association, owner); for the renewal of permit for gasoline and automobile parking station; premises 342-346 Washington Street; the gasoline station to be limited to the period of three years ending April 2nd, 1942, and the parking station to be limited to the period of one year ending April 2, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Are they any objectors?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk: There is a representative here of the applicant Lenora Horder asking for a suspension of rules on a matter for the conversion of a one-family dwelling into a two-family dwelling in a first residence district, premises 53 Commonwealth Avenue. Upon questioning, he tell me there were no objectors.

Were there any objectors?

Mr. Rankin: No.

Acting Mayor Murphy: Are there any objectors? A motion is in order to suspend the rules.

Commissioner Duffy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Lenora Horder (Rose A. Walkland, owner); for the conversion of a one-family dwelling in a 1st residence district; premises 53 Commonwealth Avenue;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board

of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Are there any objectors?

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Duffy: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

APPROVED:

VINCENT J. MURPHY
JOS. M. BYRNE, JR.
MICHAEL P. DUFFY
PEARCE R. FRANKLIN

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., May 10, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Daylight Saving Time.

Present: Commissioners Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioners Byrne, Duffy.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Twenty one Thousand Two Hundred and Twenty-two Dollars (\$21,222.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions, prior years	
taxes	\$21,222.00

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

RESOLVED: That the sum of Ninety-one Dollars and Seventy-three Cents (\$91.73) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve for Liabilities	
(WPA No. 5070-7)	\$38.33.
Reserve for Liabilities	
(WPA No. 5564-7)	53.40
	<hr/>
	\$91.73

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

RESOLVED: That the sum of One Million One Hundred Eighty-nine Thousand Five Hundred Dollars (\$1,189,500.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Public School Appropriation	\$1,189,500.00
-----------------------------------	----------------

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

RESOLVED: That the sum of One Thousand Five Hundred Thirty-one Dollars and Seventy Cents (\$1,531.70) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 269.98
Treasurer's Office	47.49
Tax Board	4 998.17
District Courts	22.42
The Sinking Fund Commission of The City of Newark, N. J.	15.00
Assessments Local Improvements	15.90
1939 Taxes	162.74
	<hr/>
	\$ 1,531.70

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

RESOLVED: That the sum of Twelve Thousand, Three Hundred Fifty-one Dollars and Forty-two Cents (\$12,351.42) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Director's Office	\$ 15.00
Municipal Board of Alcoholic Beverage Control..	60.00
Police Courts	68.35

Department of Central Purchase	604.13
Reserve for Uncompleted Contracts (Fire Division)	3,511.00
Building Division	75.35
Electrical Bureau	119.02
License Division	425.50
Fire Division	7,473.07
	<hr/>
	\$ 12,351.42

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

RESOLVED: That the sum of Fourteen Dollars (\$14.00) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Public Outing (Camp Newark)	\$15.00
-----------------------------------	---------

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Three Thousand, Two Hundred Eighty-two Dollars and Fifty-three Cents (\$3,282.53) be and the same is here-

by appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending May 3rd and May 6th, 1939, as follows:

Shade Tree	\$ 2,006.53
Public Buildings	1,276.00
	<hr/>
	\$ 3,282.53

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

RESOLVED: That the sum of Thirty-six Thousand, One Hundred Seventy Dollars and Twenty-seven Cents (\$36,170.27) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending May 3rd, 1939:

Newark Airport	\$ 2,496.25
Bureau of Motors	2,617.24
Bureau of Streets	1,532.82
Bureau of Sewers	1,024.70
House Sewer Connections..	426.93
Bureau of Street Cleaning	18,180.68
Street Construction	567.36
Bureau of Docks	730.20
Bureau of Water	8,594.09
	<hr/>
	\$ 36,170.27

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

RESOLVED: That the sum of Eight Thousand, Seven Hundred Twenty-nine Dollars and Ten Cents (\$8,729.10) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction\$8,729.10

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Four Dollars and Forty-three Cents (\$204.43) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Bureau of Sewers\$204.43

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

RESOLVED: That the sum of Thirty-eight Dollars (\$38.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount

of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$38.00

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Ninety-six Dollars and Forty-five Cents (\$396.45) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$ 66.17
Docks	11.78
Newark Airport	76.33
Sewers	15.45
Director's Office	5.57
City Clerk	77.77
Streets	25.14
Motors	35.98
Public Lighting	10.80
Street Cleaning	8.62
Street Construction (WPA Project No. 3531)	34.46
City Planning (WPA Project No. 5358-7)	24.35
Newark Labor Relations Board	4.03
	<hr/>
	\$396.45

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners Franklin, Murphy Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Seventy-seven Dollars and Seventy Cents (\$277.70) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Newark World's Fair Committee (Contingent)\$277.70

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Sixty Dollars and Thirteen Cents (\$360.13) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Care and Relief of Indigent Children	\$330.60
Newark Labor Relations Board	29.53
	<hr/>
	\$360.13

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

Acting City Clerk Bross I have an appropriation for \$2,967.47 with two signatures and Commissioner Murphy's signature with the notation, "Due to insufficient time to check these names I vote favorably for those that comply with the law and no for those that do not."

Mayor Ellenstein: Well, that is no vote at all. I second the motion. I vote favorably for all those that comply with the law.

Commissioner Murphy: Whether it is right or not I don't know.

Mayor Ellenstein: The resolution, of course, will not be acted upon—yes, it can, there is a majority present.

Commissioner Murphy: Call the roll.

RESOLVED: That the sum of Two Thousand, Nine Hundred Sixty-seven Dollars and Forty-seven Cents (\$2,967.47) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:
Street Construction

(WPA Project 3531-7\$	2,654.97
Sewer Construction	
(WPA Project 3352-7) ..	172.50
Sewer Construction	
(WPA Project 4813-7) ..	140.00
	<hr/>
	\$ 2,967.47

M. Ellenstein
Pearce E. Franklin

Due to insufficient time to check these names, I vote favorably for those that comply with law, and "no" for those that do not comply with law.

Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

RESOLVED: That the following bonds be and the same are hereby approved as to sufficiency:

KEEPER OF JUNK SHOP:

M. J. Carlo & Lorenzo, Inc., 908 McCarter Highway,

A. Abramson & Sons, Inc., 8 Livingston Street,

Arnold J. Desiderio, 262 Jefferson Street,

Abraham Heinowitz, 63-81 Polk Street,

Barney Hoernlein, 188 Jelliff Avenue,

Frank Weimar, 264 Broome Street,

George Cheit, 205-213 Newark Street,

J. Kaplus & Son, Inc., 323-7 Frelinghuysen Avenue,

Joseph Zabarsky, 100 Badger Avenue,

Moe Cohen, 25 Concord Street,

Orchard Refining & Smelting Works, Inc., 321 Chestnut Street,

Co-operative Used Products, Inc., 23 Lillie Street,

Birenbaum Metal Co., 178 Boyd Street,

Harry Cohn and Sam Cohn, 298 Badger Avenue,

Reichman & Hoffman Bros., Inc.,
972 McCarter Highway.

AUCTIONEERS:

Adolph Freedman, 59 Edison Place,

Morris Estis, 13 South Orange Avenue,

George Dlugitch, 51 South Orange Avenue,

Joseph Silverman, 368 Plane Street,

Louis I. Bergman, 98 Branford Place,

Herbert I. Segal, 2-24 Orange Street,

Leo B. Weisgal, 93 South Orange Avenue,

David Marder, 223 Market Street,

Adolph Greenfield, 223 Market Street,

Max Schechter, 260 Springfield Avenue,

Charles A. Bernstein, 335 15th Avenue.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, there was an overexpenditure in the 1938 appropriations for "Dedicated Revenue" for the Department of Weights and Measures of \$2,446.00, which resulted from ex-

pending an amount equal to the revenue received.

BE IT RESOLVED, That the Board of Commissioners of the City of Newark provide in the 1939 budget an appropriation in the Deficits and Statutory Expenditures section as follows:

Weights and Measures 1938 Over-expenditure\$2,446.00

BE IT FURTHER RESOLVED, That the consent of the Commissioner of Local Government is hereby requested to anticipate as an additional revenue—

Surplus Revenue—
Non-Cash\$2,446.00

Thus increasing the total Anticipated Revenue in the 1939 Budget for Surplus Revenue Non-Cash from \$536,230.38 to \$538,676.38.

This resolution will have no effect on the amount to be raised by taxation.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

WHEREAS, in 1938 the services rendered by the Bureau of Motors for other departments were curtailed by reason of part time services of employees with correspondingly reduced repairs and maintenance performed for other departments, resulting in services received of \$301,685.62 in 1938; and,

WHEREAS, the City Commission

deems it advisable to anticipate for 1939 an amount of \$305,836.00 as Dedicated Revenues for Bureau of Motors from other departments;

BE IT RESOLVED, That the consent of the Commissioner of Local Government is hereby requested to include as Dedicated Revenue — Bureau of Motors—from other departments an amount of \$305,836.00 for 1939 and to appropriate from Dedicated Revenues the amount of \$305,836.00 for Bureau of Motors; and,

WHEREAS, the Bureau of Shade Trees anticipates the necessity of increased plantings and removal of trees, resulting in an estimated increase of dedicated Revenues from \$1,128.28 received in 1938 to \$2,000.00 expected to be realized in 1939;

BE IT RESOLVED, That the consent of the Commissioner of Local Government is hereby requested to include as Dedicated Revenue an amount of \$2,000.00 for the Bureau of Shade Trees, and to appropriate from Dedicated Revenues the sum of \$2,000.00 for Shade Trees; and,

WHEREAS, by reason of the terms of a certain bequest the City is required to pay annually the sum of \$264.14 to Public Outings, which was not paid in 1928, but is accrued on the City Books as a current liability and is appropriated for 1939 under Debt Service, and it is deemed advisable to include the sum of these two items, being \$528.28 in Dedicated Revenues and appropriations for Dedicated Revenues for the year 1939;

BE IT RESOLVED, That the consent of the Commissioner of Local Government is hereby requested to include as Dedicated Revenue an amount of \$528.28 for Public Outings and to appropriate from Dedicated Revenues the \$528.28 for Public Outings; and,

WHEREAS, the estimated revenue for the Bureau of Docks for 1939 is the same as was received for 1938, but the appropriation for operating expenses is reduced resulting in an estimated increased amount of Revenues over Expenditures, carried to the General Budget Revenues for 1939 totaling \$30,045.40 as against \$24,039.46, so carried to General Budget in 1938;

BE IT RESOLVED, That the consent of the Commissioner of Local Government is hereby requested to increase the excess from Dedicated Revenues, Bureau of Docks, from \$24,039.46 in 1938 to \$30,045.40 in the 1939 Budget.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

WHEREAS, The Director of the Department of Revenue and Finance has, pursuant to the resolutions of the Board of Commissioners adopted on the twenty-sixth day of April, 1939, caused to be published, as directed by said resolutions, notices of the sale of \$2,605,000 bonds of The City of Newark, as set forth in said resolutions, and has duly received sealed proposals for the purchase of said bonds, and has accepted the sealed proposal of "Blyth & Company, Inc., and others" who offered to purchase \$2,585,000.00 of the first maturing bonds for the price of \$2,605,900.00, and accrued interest, provided the bonds bear interest at the rate of three and one-quarter per centum (3¼%) per annum;

NOW, THEREFORE BE IT RESOLVED: By the Board of Commissioners of The City of Newark that

the action of the Director of the Department of Revenue and Finance in accepting the proposal of "Blyth & Company, Inc. and others" to purchase \$2,585,000 of the aforesaid bonds of The City of Newark, dated May 1, 1939, and to bear interest at the rate of three and one-quarter (3 1/4%) per centum per annum; first maturing bonds; for the sum of \$2,605,900, be and the same is hereby approved and ratified.

FURTHER RESOLVED: That said \$2,585,000 of aforesaid bonds shall be dated May 1, 1939, shall bear interest at the rate of three and one-quarter per centum (3 1/4%) per annum, payable semi-annually on May 1st and November 1st, and shall mature serially as provided for in aforesaid resolutions of April 26, 1939.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, The Director of the Department of Parks and Public Property has solicited and received informal bids for furnishing all materials and labor and the doing and completion thereof in removing armature from No. 2 Elevator motor, Board of Education Building, City Hall Annex, having fractured shaft, and install new shaft, and to disassemble and reassemble all parts necessary in doing said work and to have same in proper operating condition on completion, and to guarantee the material and work and labor against electrical and mechanical defects, either of materials or work,

and all labor and materials to be furnished subject to requirements of State Laws governing municipal contracts; and

WHEREAS, said Director has determined that Thomas H. Brooks & Co., 161 Mulberry Street, Newark, N. J., is the lowest responsible bidder in the amount of Two Hundred Twelve Dollars (\$212.00);

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the said Director is hereby authorized to enter into a contract with aforesaid Thomas H. Brooks & Co., in the amount of Two Hundred Twelve Dollars (\$212.00) for the aforesaid materials and labor, subject to the specifications on file in the office of the Director of the Department of Parks and Public Property.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

WHEREAS, the Board of Commissioners of The City of Newark adopted a resolution on April 4, 1939, authorizing the publication of the local budget of The City of Newark for the year 1939 in the Newark Evening News, Morning Ledger and the Newark Star-Eagle; and

WHEREAS, the publication was also made in the Newark Sunday Call;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the publication of the local budget of The City of Newark for the year 1939, in the

Newark Sunday Call, on April 9, 1939 and the bill of the Newark Sunday Call in the sum of Two Hundred Seventy-five Dollars and Four Cents (\$275.04) for cost thereof, is hereby approved.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

WHEREAS, The Director of the Department of Parks and Public Property has solicited the International Business Machines Corporation to provide annual service in the matter of maintenance of the time clock in the Custodian's Office in the Department of Parks and Public Property; and,

WHEREAS, the International Business Machines Corporation will provide this service for Fifteen Dollars (\$15.00) per year;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the Director of the Department of Parks and Public Property is hereby authorized to enter into a contract with the International Business Machines Corporation for the maintenance of the time clock in the Custodian's Office, for the annual charge of Fifteen Dollars (\$15.00).

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

RESOLVED: That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Leather and Findings for the Department of Public Works.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

WHEREAS, an emergency being present, the Director of the Department of Parks and Public Property solicited informal bids and awarded contract for furnishing and installing one polished Plate Libby-Owens glass main entrance, revolving door, City Hall, to Federal Plate Glass, Inc., for amount of Eight Dollars and Seventy-one Cents (\$8.71) on May 3, 1939;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the action of the Director of the Department of Parks and Public Property in the matter aforesaid be and the same is hereby approved.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering cubicles, therefore be it

RESOLVED, By the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said cubicles to the City of Newark, be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisements for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said Cubicles:

ATLANTIS STEEL PRODUCTS
CORPORATION—Newark, N. J.

(Department of Public Works)

Approximately 64 Cubicles (as per specifications on file in Department of Central Purchase) @ \$40.38 each.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City

of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering materials listed below; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

BRICK & TILE CORPORATION—
Newark, N. J.

(Public Affairs)

Approx. 39,000 common building bricks (Section 462) truck delivery @ \$13.95 per M.

HARRISON SUPPLY COMPANY—
Harrison, N. J.

(Public Affairs)

Approx. 2,196 bags Portland Cement (Section 407) truck delivery @ \$3.56 per bag.

JAMES H. MILLER & COMPANY—
Newark, N. J.

(Parks and Public Property)

Approx. 5,000 face bricks, truck delivery @ \$43.00 per M.

JOHN P. CALLAGHAN, INC.—
Harrison, N. J.

Approx. 625 cu. yds. ¾" cracked stone

(Section 417) truck delivery @
\$1.65 cu. yd.

**McCAFFREY CONTRACTING
COMPANY—Newark, N. J.**

(Public Affairs)

Approx. 6,000 cu. yds. cinders @
\$1.075 cu. yd.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Murphy Mayor Ellenstein.

Commissioner Murphy offered the
following resolution:

RESOLVED, by the Board of Com-
missioners of the City of Newark
that the following changes appearing
in the payrolls of the Department of
Parks and Public Property for the
first half of May, 1939, be and the
same are hereby approved, confirmed
and ratified as follows:

PUBLIC BUILDINGS

Michael Scahill, Fireman, grant-
ed a two months' leave of absence,
without pay, as per his request, ef-
fective May 3rd, 1939.

Peter Begley has been temporarily
appointed as Fireman at a salary of
\$3,000.00 per annum, effective May
3rd, 1939, to work during the ab-
sence of Michael Scahill.

Frank Rowe, Laborer, returned to
duty on May 1st, 1939, from his leave
of absence.

Josephine Nester was employed as
temporary Telephone Operator from

May 2nd to May 5th, 1939, inclusive,
at a salary of \$20.00 per week.

Miss Nester is not a new appointee
but was employed for temporary re-
lief work.

Thomas Fleming, Laborer, on leave
of absence without pay, died on May
2nd, 1939.

PRINTING & STATIONERY

John J. Carey, Clerk, was suspend-
ed for dereliction of duty, effective
May 6th, 1939, pending the result of
an investigation.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Murphy Mayor Ellenstein.

Mayor Ellenstein offered the fol-
lowing resolutions:

RESOLVED, that the following
men be and they hereby are appoint-
ed, temporarily, as Construction Su-
perintendents in the Department of
Public Affairs, Swimming Pool Pro-
jects, for a period of approximately
three (3) months, at a compensation
of \$300.00 per month, effective May
15, 1939:

Charles J. Conway, 59 South 9th
Street, Newark.

Albert E. Windsor, 138 Ellery Ave-
nue, Newark.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution

is declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

RESOLVED, that the position of Inspector of Steel Construction be and the same hereby is created in the Department of Public Affairs, effective May 15, 1939, at \$50.00 per week; and

BE IT FURTHER RESOLVED, that Lawrence A. Heelan, 33 Orleans Street, Newark, be and he hereby is appointed temporarily to the position of Inspector of Steel Construction, in the Department of Public Affairs (Swimming Pool Project), for a period of approximately three (3) months, at a compensation of \$50.00 per week, effective May 15, 1939.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

WHEREAS, Michael P. Duffy, Director of the Department of Public Safety, will be absent from the City for an indefinite period, commencing May 10th, 1939;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that Leo Cluesmann, Deputy Director of Public Safety, be and he is hereby designated Acting Director of Public Safety of the City of Newark during the absence of said Michael P. Duffy, Director, as aforesaid; and as such Acting Director, said Leo Cluesmann is hereby invested with all power, authority and duties possessed by and imposed upon said Director of Public Safety.

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Finolene, Inc., (Alice R. Tucker, owner); for the establishment and operation of an automobile parking station in a 2nd business district; premises 6-10 Pearl Street; on condition that a fence be erected along Pearl Street; same to be operated and maintained in conformity with the rules of this Board; such use to be limited to the period ending April 2, 1940, to run concurrently with the automobile parking station on premises 342-346 Washington Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

Mr. Rankin: Inadvertently one of

the conditions on approval was left out of the resolution. May I substitute another? We want a fence along the right side.

Mayor Ellenstein: It is recommended by Mr. Rankin, Secretary of the Zoning Board that a condition left out of the resolution, which should be inserted, provides that an iron fence be erected on the Pearl Street side of the plot in question.

Deputy City Clerk Bross: This is the change, Mr. Mayor: "On condition that a fence be erected along Pearl Street."

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark, that the following structure or use be allowed:

Application of M. & M. Incorporated, owner; for the alteration and addition to present gasoline station in a 1st industrial district; premises 185-187 Pennsylvania Avenue; same to be constructed and operated in conformity with the rules of the Board of Adjustment; that all damage to the build-

ing at 183 Pennsylvania Avenue resulting from the razing of the building at 185 Pennsylvania Avenue, be repaired by the applicant; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to the application?

Mr. Paul J. Urban, 31 Central Avenue: This, gentlemen, is an application for the enlargement of a gasoline station at Pioneer Street and Pennsylvania Avenue, and I represent the Gasoline Retailers' Association in this territory and we are opposed to it.

The size of this station is approximately 40 by 60 feet, and, believe it or not, gentlemen, this gasoline station pumps more gasoline than any other gas station in the State of New Jersey to our knowledge.

Mayor Ellenstein: They have a station there at the present time?

Mr. Urban: They have their station there at the present time, yes, sir. And our opposition to this station is primarily—

Mayor Ellenstein: He is now on the corner?

Mr. Rankin: They have now 31 feet and they are adding 17.

Mayor Ellenstein: 17 adjoining the corner?

Mr. Urban: That is right. We are:

opposed to the granting of this gas station because of the unfair methods that are being used in marketing gasoline at this location and because these unfair methods are definitely affecting all of the gasoline dealers not only in Newark and Essex County, but in Northern New Jersey.

This station is setting a price on unbranded gasoline in this area and the price is so low that the gasoline dealers cannot survive and exist in that location. Within an area of less than one mile, gentlemen, there are thirty-three gasoline stations: On Elizabeth Avenue there are 16, on South Broad Street in the immediate vicinity are 4, on Frelinghuysen Avenue 13. The 16 gasoline stations on Elizabeth Avenue are assessed at \$466,000, or an average assessment of about \$28,000 per station. This particular station on which the application is being made is assessed at \$4,100, and only last year they received a reduction from the County Board on an appeal of \$700.

On South Broad Street the four stations are assessed at \$103,000, or an average assessment of \$25,000. Yet this little station on this little lot is pumping more gasoline than anyone of those stations—practically they do as much in one day as the average station does in one month.

On Frelinghuysen Avenue, of which this is a continuation, there are 13 gasoline stations in close proximity, whose assessment is \$255,500 or an average assessment of \$20,000 per station.

In other words, gentlemen, within a mile are stations that represent an assessment of \$824,000 on land and buildings, not taking into consideration the assessment on the personality and the pumps and other assessments that are levied by the City.

By granting an extension for the

enlargement of this station you are definitely undermining the ability of these other stations to be able to meet their taxes and obligations, because their business is gradually seeping into the station with this 10.9 price and under these unfair conditions that have been established there. Our problem has been publicized in the papers for several months and years, and we believe that this unfair method of competition should be corrected, where possible, by the properly and legally constituted authorities.

We went to the State Legislature and we were able to get a measure of relief from them because we believed that our cause was justified, and as reasonable men we want to live with everybody. We now come to you because we believe again that our cause is definitely justified and we would like to have relief from you for the benefit of these taxpayers who are now paying their taxes and meeting their obligations; and whose ability to meet their obligations is being destroyed by a small hole-in-the-wall location which does this tremendous business.

We say to you that this station at the present time is a health hazard because there is a continuous issuing of fumes by the constant pumping of gasoline, the pumping of gasoline into tanks. Where a station does as much business as this station does they must have eight or ten deliveries daily in order to keep them supplied. The hundreds of cars that accumulate in that area cause vapors and fumes and are definitely a fire hazard, because those of us in the business know that gasoline will not burn but the vapor can cause an explosion and a fire.

It is definitely causing a traffic congestion in that area and is without any question a traffic hazard at that location with the hundreds of cars

that pull in and line up on Poinier Street and Pennsylvania Avenue. We therefore believe, gentlemen, that you will agree with us that to grant this permit at this time would be unfair under the circumstances we have explained to you. The dealers in Newark had a meeting on this question and sent this committee down to see you and explain the facts to you, believing that having the facts before you you will go along with us and reject this application. Thank you.

Mayor Ellenstein: Is that all of the objectors?

Mr. Urban: These others that you see here, if you wish to hear from any of the others they can reiterate anything I have said. Mr. Giten (?) is counsel for the application and these other gentlemen are our committee, the vice-president, treasurer and other members of our association for the purpose of objecting. If you would like to hear from any of them further would be very glad to have them speak.

Mayor Ellenstein: Are there any property owners in the vicinity?

Mr. Benjamin Richter: I am.

Mr. Urban: No. You are wrong.

Mayor Ellenstein: The arguments you recite may be good moral arguments, but upon that basis I do not think the City Commission has any right to turn it down upon a moral basis.

Mr. Urban: We are not pleading to you on a moral basis.

Mayor Ellenstein: Just a moment. The argument you advance that it is detrimental to health because of the fact of the number of vehicles that go in there and it is a traffic hazard, that, if course, deals with the legal aspect. As a traffic hazard, as to be-

ing detrimental to the health of those in the vicinity. But to deprive a person of the opportunity of using property because it is based on the fact that he creates unfair competition, unfortunately — I say unfortunately, is not within the province of of the Commission and it would not avail the City Commission or anyone else if the application were turned down upon moral grounds. And that is the reason I asked you if there were adjoining property owners or anybody to corroborate you as to the increased traffic hazard by reason of the extension of this gasoline station.

Mr. Urban: I believe there were objectors at the zoning board meeting.

Mayor Ellenstein: Were there any objections from property owners?

Mr. Rankin: There were three or four property owners at the hearing, yes, sir. The owners of 183 Pennsylvania Avenue, 185½, 173. And 173½ wrote a letter. The man immediately next door objected because when they tore down the building they damaged his cornices and they agreed to fix them. This owner on this corner, 183 that is the one next door.

Mayor Ellenstein: Are those all dwellings on that side of the street?

Mr. Urban: Yes, sir, they are.

Mayor Ellenstein: Are they one or two-family houses?

Mr. Urban: One-family houses.

Mayor Ellenstein: Pennsylvania Avenue is a busy thoroughfare?

Mr. Urban: No, sir, it is a side street. The busy thoroughfare is Poinier Street.

Mayor Ellenstein: That is the

street that forms a jog with High Street?

Mr. Urban: No, it forms a jog with South Broad Street right across from the Lehigh Valley Railroad.

Mr. Richter: I am in that vicinity on Peddie Street and I pump no where near the amount of gas this gentleman is pumping. They had to have a cop up there to stop the traffic, so I do know it is hazardous.

Mr. Irwin Goldfinger: I think the main question in this application is the question of the traffic hazard. We have the station there at the present time, and if there is a traffic hazard it is going to continue as it is.

Now, we propose to take the additional lot and build our station over that entire lot, the additional 17 or 18 feet, so as to be able to remove cars from the street so that they can pull into the station.

Mayor Ellenstein: Do cars back up in the street?

Mr. Urban: They do.

Mr. Goldfinger: Sometimes there will be one or two cars waiting to pull in because this is a narrow station, only 3 feet.

Mayor Ellenstein: Do you propose to have extra pumps?

Mr. Goldfinger: I think there is going to be one extra pump put away over the other side so cars can pull into the station. There is a building on it at present that is going to be demolished—there is a building on the gas station itself. The office is going to be moved all the way back so as to allow these cars to move into the station instead of parking on the sidewalk where they occasionally have to park now before they get service.

As far as gas fumes are concerned, that would continue anyway because the applicant is there at the present time running a station and it will not make any difference. However, I think if we are able to bring cars into the station it will not only relieve congestion, but relieve the question of the pumps continually going, bringing out those fumes in the way that they do.

I think that the main argument they have in opposition to this application is the fact that they are more or less jealous that we are doing a better business than a lot of other gasoline stations in the neighborhood. And I might call to your attention—

Mayor Ellenstein: Why do you do more business?

Mr. Goldfinger: Well, for one thing—

Mr. Urban: He has the lowest price in New Jersey.

Mr. Goldfinger: I wouldn't say the lowest price in New Jersey; I don't know.

Mr. Urban: He has the lowest price in New Jersey.

Mr. Goldfinger: There are other stations up and down Frelinghuysen Avenue that have cut rate gas. We are not the only one that is cutting the gas. We have a gas we sell under our own name and we have a price that is comparable with some of the other stations on Frelinghuysen Avenue and this vicinity.

There was a recent case decided by the Supreme Court about two or three months ago which decided this very question. It was an application made in Jersey City for a permit for a super market, and the Board of Adjustment in Jersey City granted the

application. And when it came before the City Commission they turned it down on the ground it might create a monopoly. It was taken up to the Supreme Court and the Supreme Court held in that case it made no difference whether there was a monopoly or not, they could not interfere with property rights.

Mayor Ellenstein: These people claim it would create a traffic hazard.

Mr. Goldfinger: That is not their argument. Their argument is we are doing more business than they are and selling under their price.

Mayor Ellenstein: That is right, the main portion of the argument was directed to that. And, as I explained to the speaker there isn't any power the City Commission has where it could possibly be denied on those grounds. It may be good moral grounds, and in my opinion it is good moral grounds, but I cannot decide the case on those grounds because I have no legal authority to do it. But they have raised the question, too, about it being a traffic hazard, and as well raised the question of the fumes because of this fact, that a large amount of business is detrimental to the health of those in the vicinity.

Mr. Goldfinger: Now, they are not coming in here as adjoining property owners, they are coming in here as owners of gasoline stations in Newark claiming the fumes are going to hurt people.

Mayor Ellenstein: Any citizen can come in here and object to any change in zoning. The law provides that those within a radius of 200 feet should receive five days notice in advance and all objectors should be heard, but that does not preclude anyone who is a resident of the City of Newark from coming in here and

objecting. You might give greater weight to an objector in the immediate vicinity because he is most affected, that is true; but still, any resident in the City of Newark can come in and object.

Mr. Goldfinger: Let us assume there is a traffic hazard there. We propose to enlarge the station. There is a station there now with a permit. We propose to enlarge it which will minimize any possible traffic hazard in the neighborhood. It will allow cars to pull in. I think that argument that they give that it is a traffic hazard is eliminated by granting this application. As far as fumes are concerned, we dispute the fact there are fumes—there are bound to be fumes in every gasoline station. But after we are able to bring cars in and give better service to the people who come into the station, I think it is going to help a lot. And I ask your Honor to keep in mind the fact there is a station there and we are only asking to enlarge it, we are not asking for a new station.

Mayor Ellenstein: Do you represent the applicant?

Mr. Julius P. Litwack: Yes, I do, sir; I am of counsel. I know Mr. Rothfeder, who is the directing genius or owner of M. & M., Inc. There was a gas station there some six or eight years ago and the gas station could not get along and it dropped. And when it finally got into this man's hands, and because he is an enterprising individual, the station today pumps a great deal of gasoline. But I would like to point out to the Board that next door the 17 feet that were formerly taken up by a house which the City, I am certain, was glad that it was torn down, because it was a fire hazard to everybody. We tore that down, purchased that property. None of the property owners in the neighborhood today are here to object to it; they are glad that fire

trap was torn down because the property adjacent to where we propose to enlarge our station is a brick one, but this other house is a fire trap which we tore down.

Mayor Ellenstein: Who owned that house, your client?

Mr. Litwack: Yes. We tore it down. Now—

Mayor Ellenstein: Was there anyone occupying it?

Mr. Litwack: No. The taxes had not been paid. As a matter of fact, it was bought in at foreclosure by the City. The building was vacant and knocked down and no one had paid taxes on it, and we got possession of it through buying it through foreclosure proceedings under the direction of the City.

Surely, this argument that this gentleman makes, he represents the gasoline dealers, because this man is making a living and he is not making a living I am going to stop him. That is not a fair argument at all. This man doesn't the first thing about traffic conditions down there or fumes down there. Why doesn't he come in and produce some expert to testify to that condition? Here he simply says, "I am Chairman or head of the committee and I come in here and I tell you these things, and because of the fact I am the chairman of this group I know what I am talking about and the rest of you don't know what it is all about." There are absolutely no more fumes than created at a station a block down the street. The only thing, this man sells gas at a price that is comparable with his cost, and these others cannot meet his prices.

Mayor Ellenstein: That is the stifling fume.

Mr. Litwack: May I say this, that

the State Department investigated our books, and I believe they found we were complying with every iota of the law, and I certainly feel as a taxpayer of the City of Newark that that station should be enlarged because it means work will be given to at least two other or four other men and those men, of course, will probably be taken off the relief ranks.

Mayor Ellenstein: Maybe some of the other stations will close up?

Mr. Litwack: They won't, because may I say this, on Frelinghuysen Avenue—

Mayor Ellenstein: It can be argued both ways.

Mr. Litwack: We have always attempted to work with these people. There have been several agreements by them to sell gas the same price we do, but it is absolutely impossible for these men to keep their word. They gave their word in writing to my client time and time again they would attempt to keep the price at a level, but they have always broken their word.

Mayor Ellenstein: What is the law?

Mr. Litwack: The law is you cannot sell fuel above a certain cost, making allowances. Our books were thoroughly investigated and the Certified Public Accountants found our books were in good order and no objection has been made. Our books are open for investigation any day of the week, and that is more than I can say for some other people.

Mr. Alexander Goldfinger: At the meeting had before the Board of Adjustment these property owners who did object, one of those the next door owner who said that when they demolished the building adjacent to his—

Mayor Ellenstein: They injured his cornice.

Mr. Goldfinger: Seven bricks on his side had been ruined. We have fixed that up, so that any objections he might have had on that score are eliminated. The other people there, there were many, many notices given to the adjoining property owners in the vicinity, and only three showed up, and their objections were against the station rather than against the enlargement of the station. If they had any objections which would have been available to them or should have been available to them, it was when the station permit originally came before the Board of Adjustment and City Commission.

Mayor Ellenstein: Of course, that could be argued against you. Perhaps they did not anticipate there would be so much traffic there. Other factors that have arisen that were not in contemplation at the time the original application was made, isn't that so?

Mr. Goldfinger: Well, but the enlargement of the station—

Mayor Ellenstein: That is another question.

Mr. Goldfinger: Whether it is going to be enlarged.

Mayor Ellenstein: You may not object to a thing not being able to visualize what the ultimate result is going to be.

Mr. Goldfinger: That is true.

Mayor Ellenstein: But your contention as to the enlargement of the station is another matter.

Mr. Goldfinger: Whether it is or is not going to be enlarged, the station will remain there because it has a permit and will continue in business

there. So that their objections were against the operation of any gasoline station there rather than the fact it is going to be 17 feet wider.

Mayor Ellenstein: Those property owners in the vicinity?

Mr. Goldfinger: That is right.

Mayor Ellenstein: I think that as far as both sides are concerned, I think you ought to have more members of the Board present to decide the question. That is my own opinion. Unless the Commission feels otherwise about it I think it ought to be deferred until there are at least four members of the Commission present.

Mr. Goldfinger: The only objection we have to that, your Honor, of course it is discretionary on the part of the Commission, but we are now approaching the summer season, and this is going to contemplate an erection job which may take us into the season when gasoline stations by their very nature are rather busy, and unless it is given to us now it may interrupt the progress of the work.

Mr. Litwack: Another thing, we have spent several thousand dollars purchasing the ground, making our contracts for the building, and so forth and so on.

Mayor Ellenstein: That is the chance you take. What assurance did you have? Suppose the Commission turns it down?

I am suggesting this: If it is your disposition and the disposition of the Commission to decide it today, why, it can be done. But I am making the suggestion that you defer it until there are at least four members or the entire Board present. At least it won't be prejudicial to you. If the Commission should decide not to

grant that permit then, of course, you cannot re-apply for six months at least. I think I at least ought to bring that to your attention; that is the reason I am doing it.

Mr. Urban: Mr. Mayor, the point that has been raised by Mr. Goldfinger was very much in line with the objectors who came there objecting to the gasoline station which would definitely indicate that the neighbors in the neighborhood at the present time are objecting to the manner in which that station is being operated with the tremendous amount of fumes emitting from the place. They raised the question that there are no more fumes in this station than there are in any other station. That is absolutely true per gasoline pump. There are no more fumes in this station, where a station pumps the volume of gasoline this station pumps on a 30 by 60 lot, you can readily see that there would be a tremendous amount of additional fumes there concentrated that area, that it definitely creates a hazard. The second question where the attorney for the other side mentioned the fact that they will try to keep that space to get cars into the station. It is no unusual thing to go down there and see 15 cars in and around the place trying to horn in and edge in in all directions, and you can visualize on a lot 30 by 60 with that building there on the land and other necessary equipments and pumps and signs, that not many cars can get in at one time. Yet all these cars try to get in their and definitely create a traffic hazard at that location. And on that basis I feel very definitely on their own testimony that that place is definitely a hazard under those conditions, and the enlargement will certainly bring in more business and increase the hazard and increase the traffic. That is why they are anxious to get started before the summer season so they can take advantage of the additional business the summer season will bring

into that station. So it is not a question of a moral issue. It is a question of definitely creating an additional hazard than there is at the present time.

Mr. Litwack: Yesterday Mr. Rothfeder was approached by Mr. Urban who in substance told him unless the price of his gasoline was reasonable to the price he felt it should be sold, he was coming here today with a committee and object to the granting of the permit. I think that should be brought to the attention of this Board. That isn't any legal ground he has there.

Mayor Ellenstein: I thought I pointed that out.

Mr. Litwack: Simply this organized minority, that is all, that they are not here for the protection of the City of Newark, they are here for their own protection.

Mayor Ellenstein: Morally they believe they are.

Mr. Urban: And we are here for the protection of these million dollars of taxpayers on gasoline stations.

Mayor Ellenstein: You know these Big Bear stores don't do the City any good.

Mr. Litwack: We are not a Big Bear.

Mayor Ellenstein: I understand, but it hurts merchants all over the City. Economically they are not a good thing for the City. However, there are legal limitations by which the Board cannot preclude such a business, and I assume these gentlemen here—I think I have made it clear to them on that basis the City Commission had no authority to do anything on moral grounds; that it would not be sustained by the Court;

but any legal grounds such as traffic hazard or health objection by surrounding property owners, those are things that the Board could consider.

I have made the suggestion that it be deferred. I think the interest of both sides, it seems to me that it would be wiser to defer it until at least four members of the Board are present, and possibly the entire Board.

Mr. Goldfinger: If your Honor wants to withhold it.

Mayor Ellenstein: I don't know how the other Commissioners are disposed in this matter.

Commissioner Murphy: It seems to me that is the best policy, to defer it for a week.

Commissioner Franklin: Why not have a report from the Traffic Department?

Mayor Ellenstein: Yes, I think the meantime Mr. Cluesmann—in the absence of Director Duffy he has designated Mr. Cluesmann as head of his department, and I would suggest that the City Clerk be instructed to communicate with Director Duffy's department and a report be submitted to determine whether this would be an increased traffic hazard. If it is agreeable, then it will be deferred for one week. I will entertain a motion that this matter be deferred for one week.

Commissioner Franklin: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Ed Morganstern (William B. Glacken, owner); for the establishment and operation of an automobile sales station in a 1st industrial district; premises 23-25 Dey Street; same to be operated and maintained in conformity with the rules of the Board of Adjustment; on condition that a substantial bumper be erected along the southerly line of the property; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Fearce R. Franklin
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Rankin: There was one objector.

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment
City Hall

Newark, N. J., May 9, 1939.

The Board of Commissioners of
The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

790-792 South Orange Avenue; Arthur Sachs; renewal of permit for automobile sale station; such use to be limited to the period of one year ending March 29, 1940;

171-177 Littleton Avenue; Society of the Babies Hospital, owner; for the construction and operation of a gasoline station including litorium and automobile laundry in a 3rd residence district; on condition that automobiles enter this station by way of Thirteenth Avenue and leave by way of Littleton Avenue, with the flow of traffic; same to be constructed and operated in conformity with the rules of this Board; such use to be limited to the period of eight years;

*456 Lyons Avenue; Vincent Zambolla; renewal of permit for motor oil sales station; such use to be limited to the period of one year ending May 8, 1940;

84-96 Edison Place; Battery Park Company; for the establishment and operation of an automobile parking station in a 1st indus-

trial district, on condition that this property be thoroughly cleared of lumber and rubbish; same to be operated and maintained in conformity with the rules of this Board; such use to be limited to the period of one year; (No objectors);

*329-336 Plane Street; James B. Nann; renewal of permit for automobile parking station; such use to be limited to the period of one year ending May 11, 1940.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary.

(These matters to be heard by the Board of Commissioners at its meeting of May 10, 1939.)

Received, copy to be sent to each commissioner and further action postponed to May 17, 1939.

Deputy City Clerk Bross: We have a communication recommending five applications for variance from the zoning ordinance, two of which are renewals.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in these cases of renewal.

Commissioner Murphy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having con-

sidered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Vincent Zambolla (Minahan Realty Co., owner); for the renewal of permit for a motor oil sales station; premises 456 Lyons Avenue; such use to be limited to the period of one year ending May 8, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of The City of Newark that the following structure or use be allowed;

Application of James B. Nann (Estate of Franklin Murphy, owner); for the renewal of permit for

automobile parking station; premises 329-335 Plane Street; such use to be limited to the period of one year ending May 11, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of The City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

The following reports of City Officers were received and ordered filed:

Superintendent of Weights and Measures for April, 1939.

Department of Buildings for April, 1939.

Clerk of First District Court for April, 1939.

Clerk of Second District Court for April, 1939.

Superintendent of Alms House for April, 1939.

City Clerk (2) for April, 1939.

Thomas F. Guthrie, Chief Clerk,
1st Criminal Court for April, 1939.

Thomas F. Guthrie, Chief Clerk,
Night Police Court Traffic, for April,
1939.

Charles F. J. McGovern, Clerk, 2nd
Criminal Court, Part 1, for April,
1939.

Charles F. J. McGovern, Clerk, 2nd
Criminal Court, Part 2, for April,
1939.

Robert J. Beckley, Clerk, 3rd Crimi-
nal Court for April, 1939.

Elizabeth S. Lewis, Clerk of Fam-
ily Court for April, 1939.

City Treasurer for April, 1939.

Comptroller for April, 1939.

Ordered filed.

CITY OF NEWARK,
NEW JERSEY

Department of Revenue and Finance,
Vincent J. Murphy, Director.

May 1, 1939.

To the Honorable,
The Commissioners of the City of
Newark, N. J.

Gentlemen:—

In accordance with the Act of the
Legislature entitled "A further sup-
plement of the Act entitled 'An Act
to amend and revise the charter of
the City of Newark, N. J.' approved
February 22, 1866", I herewith pre-
sent a statement of the receipts and
disbursements for the month of April,
1939:

RECEIPTS

Cash on hand—March 31, 1939	\$4,981,443.79	
Received from Comptroller—April	2,828,223.47	
Transfer from PWA-NJ 1438-F	645.83	
		<hr/>
		\$7,810,313.09

DISBURSEMENTS

By Warrant	\$2,742,763.04	
Without Warrant	18,690.74	
Returned Checks	5,526.11	
Transfer to 1939 Relief Account	500,000.00	
		<hr/>
		3,266,979.89
Cash on hand—April 29, 1939	\$4,543,333.20	

Respectfully,

Vincent J. Murphy,

Director of Revenue and Finance.

By: Joseph J. Kroehl.

Ordered filed.

REPORT OF CASH COLLECTED BY TAX RECEIVER

April, 1939

1939 Real Estate Tax	\$1,316,519.41	
Less Discounts	115.12	
		\$1,316,404.29
1939 Personal Tax	123,315.76	
Less Discounts	2.02	
		123,313.74
1939 N. G. Checks Redeposited account 1939		3,909.02
1939 Refunds account 1939 tax		162.74

Personal Arrears:

1938 Tax	152,406.79	
1937 Tax	10,119.84	
1936 Tax	3,711.52	
1935 Tax	1,333.66	
1934 Tax	180.62	
1933 Tax	170.82	
1932 Tax	50.40	
1931 Tax	13.00	
1930 Tax	16.76	
1929 Tax	19.00	
		168,022.41

Real Estate Arrears and Assessments, "Regular"

1938 Tax	263,498.81	
1937 Tax	63,502.60	
1936 Tax	20,558.71	
1935 Tax	7,416.29	
1934 Tax	3,385.81	
1933 Tax	747.22	
1932 Tax	1,389.42	
1931 Tax	1,058.63	
		361,557.49

Street Paving Assessments:

Homestead Park	\$ 10.00	
Howard Street	83.22	
Florence Avenue	1.00	
West Kinney Street	448.70	
Wickliffe Street	19.55	
		562.47

Street Opening Assessments:

Mulberry Street	4,177.07	
Raymond Boulevard	1,067.27	
		5,244.34
House Sewer Connections		516.50
Water Service Connections		19.10
		6,342.41

Real Estate Arrears and Assessments "T/S Liens"

1938	5,080.34	
1937	5,900.51	
1936	7,329.13	
1935	9,560.77	
1934	7,123.63	
1933	2,886.39	
1932	1,304.62	
1931	643.02	
1930	242.27	
1928	14.64	
T/S Interest and Costs	2,608.00	
		42,643.82
Street Opening Assessments:		
Jones Street	\$ 47.04	
Jackson Street	71.40	
Mulberry Street	371.37	
Raymond Plaza	19.50	
		509.31
Street Paving Assessments:		
Bergen Street	14.64	
North 6th Street	176.00	
		190.64
Water Service Connections	61.40	
		761.35

Miscellaneous Revenue Anticipated:

Convalescent Hospital	90.00
Department of Health	1,508.98
Public Baths	1,664.39
City Hospital	1,731.39
Farmers Market Rent	416.66
Miscellaneous Rents	2,795.50
Army Base Rental	8,333.33
Market Plaza Lease	6,250.00
Centre Market Rents	1,174.00
City Hall Parking	225.00
Income from Foreclosed Property	50.00
Jitney Tax	26,615.63
Tax Searches	1,123.75
Farmers Market, Vendors Fees	725.00
Gasoline Tax Refund	2,546.61
Fire Department	1,731.38
Dog Licenses	852.00
General Licenses	8,412.53
Liquor Licenses	635.00
Sewer D. P. A.	30.00
City Clerk Fees	512.80
Police Courts	9,747.90
District Courts	1,346.90
Building Permits	1,000.86
Electrical Permits	909.87
Shade Tree	128.90

Interest and Costs:

1939 Real Estate Tax	\$2,834.43	
1939 Personal Tax	96.63	
R. E. Arrears & Assessments	40,129.17	
Personal Arrears	3,326.41	
	<u>46,386.64</u>	126,945.02

Miscellaneous Revenue Not Anticipated:

Board of Adjustment	165.35	
Alms House	150.60	
Police Department	143.70	
Smoke Abatement	125.00	
Poll Tax	11.00	
Street Cleaning	47.96	
Clinton Tr. Co. Stock Div.	99.00	
Refund a/c Salary 1936	3.76	
Unclaimed Liquor License	15.14	
Telephone Commissions	55.40	
	<u>816.91</u>	

Dedicated Revenue:

Outdoor Poor	620.00	
Water Rents	218,141.75	
Street Repairs	2,361.30	
Street Cleaning	3,345.00	
House Sewer	2,180.07	
Docks	7,142.12	
Airport	9,707.33	
Motors	3,666.78	
Printing and Stationery	6,347.94	
	<u>253,512.29</u>	

General Accounts:

Airport Construction	1,970.10	
No. 200 Washington Street	833.33	
Estate H. C. Jones	11.87	
Law Department	126.22	
Shade Tree Department	25.00	
Franchise Tax	15.26	
Redemptions	20,472.92	
Schools Accounts	908,105.22	
Emergency Relief Special	752.58	
U. S. A. Social Hygiene	2,150.00	
Bonds Sold	400,000.00	

Total Deposited in Banks \$3,738,853.49

Vincent J. Murphy,
Director of Revenue and Finance.

Ordered filed.

Ordered filed.

APPROVED.

Commissioner Franklin: I move we adjourn.

M. ELLENSTEIN
PEARCE R. FRANKLIN
VINCENT J. MURPHY

The roll being called, the motion was declared adopted by the following votes:

The Board of Commissioners of
City of Newark, N. J.

Yeas: Commissioners Franklin,
Murphy Mayor Ellenstein.

H. S. REICHENSTEIN,
City Clerk.

Newark, N J, May 17, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners Chamber, City Hall, Newark, at 11 A. M. Daylight Saving Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioner Duffy.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: Deputy Cluesmann, in the absence of Director Duffy, reports that the various merchants have gotten together and agreed upon this ordinance, is that right?

Deputy Commissioner Cluesmann: Yes.

Mayor Ellenstein: And he requests it be introduced on first reading today. Is there any objection to that?

Commissioner Murphy: No.

The City Clerk then read the title of the ordinance as follows:

An Ordinance providing for the registration, regulation and govern-

ance of the occupation of Auctioneers; to regulate public auction sales; to fix the license fees of Auctioneers and the auction business; regulating the auction business; and providing penalties for the violation thereof.

Mr. Fred Harries: Mr. Mayor, may I ask who the merchants were that got together on this ordinance?

Deputy Commissioner Cluesmann: A committee of auctioneers and what is the gentlemen's name from Wiss's?

Mr. Harries: They have not approved of any ordinance, sir.

Mayor Ellenstein: Well, it is for first reading, and Mr. Cluesmann reports that a representative of Mr. Wiss sat in on this conference.

Deputy Commissioner Cluesmann: Yes.

Mr. Harries: The conference took place in my office, sir, and there was no action taken.

Mayor Ellenstein: Suppose the ordinance be introduced for information, and then we will avoid the necessity of spending money for advertising. I will entertain a motion that the ordinance be introduced for information.

Commissioner Murphy: I so move you.

Commissioner Byrne: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: This ordinance
will come up for a public hearing, it
having been introduced for informa-
tion, one week from today on May
24th, at which time it will be deter-
mined whether it will be introduced on
first reading or not.

Commissioner Murphy offered the
following resolutions:

RESOLVED: That the sum of
Twenty-three Thousand One Hund-
red Fifty-seven Dollars and Nineteen
Cent (\$23,157.19) be and the same
is hereby appropriated to the City
Treasurer, as per annexed certified
list, being the semi-monthly payrolls
of the Department of Revenue and
Finance from May 1st-15th, 1939, as
follows:

Director's Office	\$ 1,341.65
Comptroller's Office	2,717.84
Auditor's Office	2,257.50
City Treasurer	944.55
Receiver of Taxes	3,628.19
Receiver of Taxes (Supplementary Pay- roll)	174.99
Personal Tax Arrears	1,747.80
Board of Assessment and Revision of Taxes	6,975.56
WPA Project No. 5406-7 (Tax Revaluation)	208.33
Board of Assessment for Local Improvements	869.98
First District Court	1,179.16
Second District Court	1,111.61
	<hr/>
	\$ 23,157.19

Vincent J. Murphy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,

Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Nineteen Thousand One Hundred
Eighty-two Dollars and Twenty-six
Cents (\$19,182.26) be and the same
is hereby appropriated to persons
named on the annexed certified lists,
being the bills and claims of the De-
partment of Revenue and Finance, as
follows:

Remission—Prior Years

Taxes\$19,182.26

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
One Million Thirty-nine Thousand
Two Hundred Fifty-eight Dollars and
Thirty-one Cents (\$1,039,258.31) be
and the same is hereby appropriated
to persons named on annexed certi-
fied list, being the bills and claims of
the Department of Revenue and Fin-
ance, as follows:

Sinking Fund and

Interest\$1,039,258.31

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Ninety-five Dollars and Eighty-

three Cents (\$95.83) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$27.00
Auditor's Office	13.50
Treasurer's Office	21.00
Comptroller's Office	28.33
Foreclosure Costs	6.00
	<hr/>
	\$95.83

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Two Hundred Twenty-three Thousand, Two Hundred Ninety Dollars and Ninety-nine Cents (\$223,290.99) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from May 1st to 15th, 1939, inclusive, as follows:

Director's Office	\$ 916.66
License Division	714.57
Building Division	3,137.47
Electrical Division	2,009.48
First Criminal and Family Courts	1,187.48
Second Criminal Court	506.23
Third Criminal Court	354.16
Night Police Court	312.49
Department of Central Purchase	1,993.32
W. P. A. (Police Division)	42.50

Police Division	131,787.21
Fire Division	80,329.42
	<hr/>
	\$223,290.99

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-one Thousand, Three Hundred Sixty-six Dollars and Forty-six Cents (021,366.46) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Municipal Board of Alcoholic Beverage Contral ..	\$ 1.01
Department of Central Purchase	101.24
W. P. A. (Police)	579.00
Police Division	20,685.21
	<hr/>
	\$ 21,366.46

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Two Hundred Seventy Thousand, Nine Hundred Fifty-two Dollars and

Sixteen Cents (\$270,952.16) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—

Direct\$270,952.16

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand, Two Hundred Seventy-eight Dollars and Fourteen Cents (\$2,278.14) be and the same is hereby appropriated to the persons named, on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:
Emergency Relief—

Administration\$ 2,278.14

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Ninety-eight Thousand, Nine Hundred Seventy-six Dollars and Eighteen Cents (\$98,976.18) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payrolls of the Department of Public Works for the first half of May, 1939, as follows:

Director's Office	\$ 1,566.65
Newark City Hospital (WFA Project No. 5410-7)	166.66
Bureau of Health	24,040.62
Newark City Hospital	23,314.34
Convalescent Hospital	1,904.82
Newark City Home	3,206.95
Bureau of Baths	5,124.98
Newark City Alms House	2,490.65
Ivy Hill Power Plant	2,526.26
Outdoor Poor Department	2,159.98
Law Department	3,880.79
Board of Adjustment— Zoning	460.00
Emergency Relief Admin- istration	28,133.47
	<hr/>
	\$ 98,976.18

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Eleven Thousand, Three Hundred Seventy-four Dollars and Fifty-three Cents (\$11,374.53) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls from May 1st to May 15th, 1939, as follows:

Director's Office	\$ 879.99
Smoke Abatement	154.16
Public Buildings	7,857.74
Public Buildings (City Owned Property)	233.06
Weights and Measures	481.66
Printing and Stationery....	102.10
Shade Tree	1,457.49
W. F. A. Project No. 1485-7	208.33
	<hr/>
	\$ 11,374.53

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Three Hundred Twenty-four Dollars and Eighty-eight Cents (\$3,324.88) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending May 10th and May 13th, 1939, as follows:

Shade Tree	\$ 2,026.88
Public Buildings	1,298.00
	<hr/>
	\$ 3,324.88

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-four Thousand Dollars (\$54,000.00) be and the same is hereby appropriated to the persons named, on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

Free Library	\$ 45,000.00
Newark Museum	9,000.00
	<hr/>
	\$ 54,000.00

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Seven Thousand, Four Hundred Fifty Eight Dollars (\$7,458.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the department of Public Affairs, as follows:

Street Cleaning (Reserve) ..	\$7,458.00
------------------------------	------------

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Ninety-two Dollars and Ninety-five Cents (\$492.95) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Public Lighting	\$ 5.00
Street Cleaning	6.45
Doremus Avenue Bridge	6.00
Streets	11.50
Industrial Commission	13.00

ity Planning	
(WPA Project No. 5358-7)	11.78
Newark Airport	31.85
Docks	8.25
Motors	27.29
Water	371.83

\$492.95

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eight Thousand, Three Hundred Ninety-one Dollars and Seventy-one Cents (\$8,391.71) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:
Street Construction

(WPA Project No. 3531) \$8,391.71

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of One Thousand, Three Hundred Thirty-four Dollars (\$1,334.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water (WPA Project No. 5249-7)	\$1,334.00
--------------------------------	------------

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

RESOLVED: That the sum of Sixty-nine Thousand, Two Hundred Thirty-five Dollars and Thirty Cents (\$69,235.30) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$ 5,534.68
Street Cleaning	2,897.19
Public Lighting	31,456.26
Motors	29,347.17
	<hr/>
	\$ 69,235.30

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-five Thousand, Eight Hundred Fifty-three Dollars and Eighty-nine Cents (\$35,853.89) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

**City Treasurer, weekly payroll,
period ending May 10, 1939:**

Newark Airport	\$ 2,522.00
Bureau of Motors	2,632.26
Bureau of Streets	1,530.87
Bureau of Sewers	988.20
House Sewer Connections..	389.68
Bureau of Street Cleaning	17,912.17
Street Construction	547.52
Bureau of Docks	723.20
Bureau of Water	8,607.99
	<hr/>
	\$ 35,853.89

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-seven Thousand, Eight Hundred Twenty-four Dollars and Sixty-four Cents (\$47,824.64) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

**City Treasurer, semi-monthly payroll,
period May 1 to May 15, 1939, both
inclusive:**

Director's Office	\$ 1,439.57
Newark Airport	1,309.99
Bureau of Lighting	420.00
Bureau of Streets	3,108.28
Sidewalks	216.66
House Sewer Connections..	380.82
Bureau of Sewers	1,119.14
Bureau of Street Cleaning	4,227.41
Bureau of Surveys	3,034.16
Engineering Division	1,129.99
Bureau of Motors	1,740.13
Bureau of Water	18,774.07

Street Construction	2,915.79
Bureau of Docks	1,095.00
Newark Labor Relations Board	390.00
Sewer Construction	774.57
Airport Construction	1,515.00
Haynes Avenue Bridge Construction (Doremus Avenue)	645.83
City Clerk	3,183.23
Elections	405.00
	<hr/>
	\$ 47,824.64

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, George Policastro is an Honorably Discharged veteran entitled to a total annual exemption on \$500.00 from his real and personal property but failed to obtain the same for 1938; and,

WHEREAS, said George Policastro on October 1st, 1937, was the owner of record of premises known as No. 15 Calumet Street, Newark, Block 950, Lot 36, which was assessed at a valuation of \$4,200.00 for 1938, tax \$193.62;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said George Policastro be given a credit of \$23.05 toward his 1938 taxes on premises assessed to him, known as No. 15 Calumet Street, Newark, Block 950, Lot 36, and that Comptroller be and he is hereby authorized to enter said credit upon his records.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Anthony Rocco is an Honorably Discharged veteran and as such is entitled to a total annual exemption on \$500.00 from his real and personal property but failed to obtain the same for 1938; and,

WHEREAS, said Anthony Rocco, on October 1, 1937 was the owner of record of premises known as No. 171 Parker Street, Newark, Block 508, Lot 64, assessed at a valuation of \$3,900.00, being \$700.00 on land and \$3,200.00 on building, tax \$179.79;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Anthony Rocco be given a credit of \$23.05 toward his 1938 taxes on premises assessed to him, known as No. 171 Parker Street, Newark, Block 508, Lot 64 and that the Comptroller be and he is hereby authorized to enter said credit upon his records.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

BE IT RESOLVED By the Board

of Commissioners of The City of Newark that—

Resolution No. 4661, adopted April 19, 1939,

and

Resolution No. 4713, adopted April 26, 1939,

be and the same are hereby rescinded.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Regular Portland Cement, Sheet Asphalt Binder Mixture, Sheet Asphalt Surface Mixture, for the Department of Public Affairs, and Traffic Signals and Component Parts for Police Division, Department of Public Safety.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the Department

of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Lumber for Clifton Avenue Swimming Pool, Department of Public Affairs, Monel Metal, Metal Moulding, Tile, Chain Link Fence, Gates and Panels, for the Newark City Hospital, and for furnishing and laying Linoleum for Newark City Home, Department of Public Works.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nays: Commissioner Byrne.

WHEREAS, The Director of the Department of Public Affairs did advertise for sealed bids for the sale by the Division of Water of said Department of dead standing hardwood timber in the Pequannock Watershed on the fourth day of April, 1939;

WHEREAS, there were no bidders at the time that the said timber was offered for sale;

THEREFORE, BE IT RESOLVED, That the Director of the Department of Public Affairs be, and he hereby is, authorized and directed to re-advertise for sealed bids for the sale by the Division of Water of said Department of dead standing hardwood timber in the Pequannock Watershed, and to dispose of such timber to the highest responsible bidder, for cash. Said proposals are to be received at such time and place as the said Director shall in proper advertisement designate.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the agreement between the Erie Railroad Company and the City of Newark, being an agreement allowing the City to construct and maintain a sewer under the Newark Branch of the Erie Railroad at Herbert Place, be and the same hereby is approved and the Director of the Department of Public Affairs and the City Clerk hereby are authorized and directed to execute the same on the part of the City of Newark, upon the adoption of this resolution.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, The Director of the Department of Parks and Public Property did advertise for and receive bids on February 17, 1938, for the period of one year, for the cleaning of windows in the City Hall Buildings; and

WHEREAS, he did subsequently reject all of said bids for the reason that they were higher than the cost of window cleaning then being had on a monthly basis; and,

„ HEREAS, the said work has since continued on a monthly basis with the Acme Window Cleaning Company at the charge of Two Hundred Twenty Dollars (\$220.00) per month; and

WHEREAS, it is the determination of the said Director that it is for the best interest of The City of Newark that said work be continued on a monthly basis until and if it is there-after otherwise determined;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the determination made in the aforesaid matter by the Director of the Department of Parks and Public Property and for the reason stated be and the same is hereby approved, and subject to future determination as may be had and made in relation to said work.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

An emergency existing the Director of the Department of Parks and Public Property did, on May 8, 1939, receive informal bids for repair of leaking main and connection of drinking fountain in Military Park and did award the work to Frank Pallante & Co. for Twelve Dollars (\$12.00);

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the action of the Director of the Department of Parks and Public Property be and the same is hereby ratified.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Auditor's Office did require the binding of four pay-rols of the Board of Education, and the Director of the Department of Parks and Public Property did award said work to F. Enderlin & Son on April 13, 1939, for the total cost of Thirty Dollars (\$30.00);

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the action of the said Director is hereby ratified.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Western Union Telegraph Company, Inc., rents to the City of Newark, through the Department of Parks and Public Property, five (5) electric clocks in the Police Department Building, City Hall, at a monthly rental of One Dollar (\$1.00) for each; and,

WHEREAS, This service has been rendered from January 1, 1939; and

WHEREAS, It is the desire of the Director of the Department of Parks and Public Property to continue this service for the year 1939;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the action of the Director of the Department of Parks and Public Property in the matter of contracting for the service aforesaid with The Western Union Telegraph Company, Inc., be and the same is hereby ratified and approved for the year 1939, at the multi-rental of Five Dollars (\$5.00) per month for the five (5) clocks.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, Michael P. Duffy, Director of the Department of Public Safety, in conjunction with the United States Works Progress Administration, has conducted Traffic Survey Project No. 1700-7 in which Federal funds have been expended in the amount of \$116,585.93 and the work to be accomplished under said project by the United States Works Progress Administration was completed on February 16th, 1939; and in the project proposal the sponsor agreed to edit and publish the data collected through the operation of said project; and

WHEREAS, it is necessary that the Department of Public Safety employ at its expense a temporary editor for an additional month to complete this work; and

WHEREAS, Esther Silverberg, of 831 South 18th Street, Newark, is experienced in such work, and her quali-

fications, training and experience are approved by the United States Works Progress Administration, and has been employed for the past two months by the Department of Public Safety as Temporary Editor;

THEREFORE BE IT RESOLVED that the position of such temporary editor be, and the same is hereby continued for one month at the rate of \$1.00 per hour, and not exceeding 140 hours per month, payable semi-monthly by the city, out of funds appropriated in the budget for Works Progress Administration projects for the Department of Public Safety; and

BE IT FURTHER RESOLVED, that the City of Newark employ as such temporary editor Esther Silverberg, at the compensation hereinabove set forth, such employment and salary to commence May 16th, 1939, and terminate June 15th, 1939.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Charles J. Farley, Deputy Clerk (temporary) of the Criminal Courts of the City of Newark, has been dropped from the payroll for the reason that certification of eligibles for appointment has been received from the Civil Service Commission of the State of New Jersey; and

WHEREAS, a vacancy exists in the Second Criminal Court;

NOW THEREFORE BE IT RESOLVED, that David R. Bernstein, having been certified as eligible by the

Civil Service Commission, be and he is hereby appointed to the position of Deputy Clerk of the Second Criminal Court of the City of Newark, at an annual salary of \$2500 per annum, payable semi-monthly as other salaries are paid, effective May 17th, 1939.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Edward G. Devore, Deputy Clerk (temporary) of the Night Police Court of the City of Newark has been dropped from the payroll of said Court for the reason that certification of eligibles for appointment has been received from the Civil Service Commission of the State of New Jersey; and

WHEREAS, a vacancy exists in said Court;

NOW THEREFORE BE IT RESOLVED, that John A. Connolly, having been certified as eligible by the Civil Service Commission, be and he is hereby appointed to the position of Deputy Clerk of the Night Police Court of the City of Newark, at an annual salary of \$2500 per annum, payable semi-monthly as other salaries are paid, effective May 17th, 1939.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Nays Commissioner Murphy.

RESOLVED, that William Smith be and he is hereby appointed, temporarily, as Construction Superintendent on Swimming Pool Project, for a period of approximately (3) months, at a compensation of \$300 per month, effective May 18, 1939.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Murphy, Franklin, Mayor Ellenstein.

Nays: Commissioner Byrne.

The following communication was received and read:

State of New Jersey
Department of Local Government

Trenton, May 9, 1939.

Mr. Harry S. Reichenstein,
City Clerk, City Hall,
Newark, N. J.

Dear Sir:—

I am enclosing herewith two certified copies of minutes of meeting of the Funding Commission held on May 4, 1939.

Very truly yours,
G. C. Skillman, Secretary,
Funding Commission.

Mayor Ellenstein: It will be received and filed, if there is no objection.

The following communication was received and read:

The City of Newark, N. J.
Law Department

Newark, N. J., May 15th, 1939.

Honorable Harry S. Reichenstein,
City Clerk, City Hall,
Newark, New Jersey.

Dear Sir:—

On Saturday, May 13th, 1939, a report was filed in your office by the Belleville-Newark Commission, which was appointed to examine the facts, and for the purpose of determining and stating the accounts of all property, real and personal, all debts, dues, demands, all judgments and recognizances, claims and all liens, actions, and rights of actions belonging to the Town of Belleville, from which town there was annexed 1.85 acres to the City of Newark, and the Commission was to state a fair value of the same to the said Town of Belleville, and state an account of all the debts outstanding against the Town of Belleville, and to determine the proper proportion or share of such debt to be borne by the City of Newark.

After several hearings, at which testimony was taken, and the matter discussed by the Commissioners, it was decided that the value of the property, etc., of the Town of Belleville was \$36,040,750.00, and that the net debt of the Town was \$4,761,507.33, and that the amount decided by the Commission which was chargeable against the City of Newark, was \$230.78.

In the report the Commissioners decided that the money should be paid by the City of Newark out of the 1939 Budget, and negotiations should be entered into with the Newark Housing Authority for the purpose of securing from them such sum as would be chargeable against that portion of the 1.85 acres which the Housing Au-

thority is taking for the so-called "Branch Brook Housing Project."

Yours very truly,
Thomas M. Kane,
Assistant Corporation Counsel.

Mayor Ellenstein: If there is no objection it will be referred to the Department of Public Affairs. That is land for straightening out the street for the Jergens Plant in Belleville near the Newark line, making it accessible.

Commissioner Murphy: If they have extra copies I would like to get one.

Mayor Ellenstein: I think it is well to read the letter and the report. Mayor Williams saw me last week—

Commissioner Murphy: Is this agreement between town of Belleville and Newark?

(The City Clerk read the communication in full.)

Mayor Ellenstein: This is computing the relationship of the value of that land to the total debt of the Town of Belleville, and it amounts to \$230.78. They are very anxious to settle it. Mayor Williams saw me about that. They are anxious to get started on the industry to create employment not only for the people in Belleville but in Newark, too.

Commissioner Murphy: I would like to have a copy of it later if I could.

Mayor Ellenstein: Yes, a copy to be sent to each one of the Commissioners. I will entertain a motion that the Law Department be instructed to draw a resolution in conformity with the report as made by the Commission and to draw a resolution appropriating that sum of money.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

County of Essex, New Jersey
Committee on Roads

Newark, N. J., May 16, 1939.

Re: North Sixth Street, Franklin Avenue Extension, Newark-Belleville.

Mr. Harry S. Reichenstein,
City Clerk, City of Newark,
City Hall, Newark, N. J.

Dear Sir:—

For your information, the Committee on Roads at its regular meeting held May 9, 1939, approved plans and specifications for the following work:

- 1 Construction of a two-span encased

I-beam bridge and detour trestle carrying the Erie Railroad (Orange Branch) over the proposed North Sixth Street-Franklin Avenue Extension approximately 1,000 feet North of Heller Parkway, within the City of Newark.

- 2 Construction of a new highway to be called North Sixth Street-Franklin Avenue Extension, from North Sixth Street at Heller Parkway in the City of Newark to Mill Street, in the Town of Belleville with F-A-BC-2 pavement on a concrete pavement foundation, dressed granite gutter curb, a reinforced concrete bridge and the necessary drainage.

On approval of the construction

plans and specifications by the Erie Railroad Company on the proposed bridge and detour trestle, bids will be advertised for this work. In connection with item No. 2, bids will be received May 23, 1939, on this road construction work.

Very truly yours,
Robert Carpenter,
Clerk.

Mayor Ellenstein: The resolution relates to turning over by the City to the county certain streets to make direct access to Jergens, and I think it ought to be referred to the Department of Public Affairs for recommendation to the City Commission at its next meeting.

Commissioner Murphy: On these things, we should get it in advance.

Mayor Ellenstein: Well, you can have a report on that. That all takes money. You can have copies made of the report and letters and resolution submitted by the county, and a copy of that to be sent to each one of the Commissioners.

Commissioner Byrne: I move it be turned over to the City Commission.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

(Copy to be sent to each Commissioner and referred to the Mayor.)

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the

City of Newark that the following structure or use be allowed:

Application of Battery Park Company (Grace C. Kilburn, owner); for the establishment and operation of an automobile parking station in a 1st industrial district; premises 84-96 Edison Place; on condition that this property be thoroughly cleared of lumber and rubbish; same to be operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendation of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to

the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Arthur Sachs (Estate of Augusta Groel, owner); for the renewal of permit for automobile sales station; premises 790-792 South Orange Avenue; such use to be limited to the period of one year ending March 29th, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioner of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Rankin: There were objections before the Board of Adjustment—it is a renewal—and we laid it over, but they did not appear the second time.

Mayor Ellenstein: All right. This is a renewal. Mr. Rankin reports there were objectors at the first hearing and then the matter was deferred for some time and there weren't any objectors appeared.

Is there any person who desires to be heard in opposition to this application for 790-792 South Orange Avenue?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Eilenstein.

The following communication was received and read:

Board of Chosen Freeholders
County of Essex

Newark, N. J., May 12, 1939.

Mr. Harry S. Reichentein,
City Clerk, City Hall,
Newark, N. J.

Dear Sir:—

I am sending you enclosed herewith
certified copy of resolution No. 11625
which will explain itself.

Very truly yours,
Russell H. Hanford,
Clerk.

Resolution No. 11625 by Mr. Van
Duyne for Mr. Gray.

Subject: No. Sixth Street, Newark,
Extension.

In The

Board of Chosen Freeholders of the
County of Essex, N. J.

RESOLVED, on the recommendation of the Road Committee, that this Board hereby requests the Board of Commissioners of the City of Newark to turn over to the County of Essex the care, custody and control of No. Sixth Street, from Heller Parkway northerly to its terminus as shown on the map hereto attached entitled "No. 6th St. Extension into Morris Canal Bed" numbered 14-H-1 and dated May 3, 1939, the same to become a part of the proposed extension of No. 6th Street northerly and the extension of Franklin Avenue, Belleville, southerly

and a part of the Essex Co. Highway system.

This Board further requests said Board of Commissioners to dedicate or lay out as a street, road or highway of its municipality, all the land owned by it as the bed of the Morris Canal from a point at or near said northerly terminus of said No. Sixth Street as shown on said map northerly to the Belleville-Newark line, and thereupon to transfer the care, custody and control of said road to the Board of Chosen Freeholders of the County of Essex as part of said proposed extension and of the Essex County Highway System.

This Board hereby determines to take over such care, custody and control with the consent of said Board of Commissioners and upon the filing with the Clerk of this Board of a resolution by said Board of Commissioners to effect such transfer, a copy of this resolution and of said resolution of the Board of Commissioners shall be filed by the Clerk of this Board in the office of the County Clerk of Essex County.

RESOLVED, that a certified copy of this resolution be filed by the Clerk of this Board with the Secretary of the Board of Commissioners of the City of Newark forthwith.

It is hereby certified that at a regular meeting of the Board of Chosen Freeholders of the County of Essex, held May 11, 1939, the foregoing resolution was duly adopted, eight members voting in the affirmative and none in the negative.

Walter S. Gray, Acting Director.
Russell H. Hanford, Clerk.

The foregoing resolution having been duly presented to me on May 11, 1939, I hereby approve the same May 16, 1939.

Ernest A. Reed, County Supervisor.
Returned and filed May 16, 1939.
Russell H. Hanford, Clerk.

(Copy to each Commissioner and referred to the Mayor).

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Society of the Babies Hospital, owner, for the construction and operation of a gasoline station including lubritorium and automobile laundry in a 3rd residence district; premises 171-177 Littleton Avenue; on condition that automobiles enter this station by way of Thirteenth Avenue and leave by way of Littleton Avenue, with the flow of traffic; same to be constructed and operated in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

The City Clerk: In connection therewith there are several letters came in and I am just wondering whether these people are not present. Is Dr. Joseph J. Smith present?

A voice: He is not here.

Mayor Ellenstein: Are you Mrs. Smith?

Miss C. L. Smith, 325 13th Avenue: His sister.

The City Clerk: Is Dr. Christopher J. Reilly here?

Dr. Christopher J. Reilly, 331 13th Avenue: Yes, sir.

Mayor Ellenstein: Are you opposed to it?

Dr. Reilly: Yes, sir.

The City Clerk: Is Mr. Heinrich here?

Mr. Edmund A. Heinrisch, 330 13th Avenue: Yes, sir.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Dr. Reilly: Mr. Mayor and Commissioners, this application came up three years ago before the City Commission. At that time the City Commission voted it down. The objections that were presented at that time, and I think the objections that the City Commission at that time felt were valid and led them to voting it down still stand. The same people who objected at that time still object without any question. We are objecting primarily because of the fact that in our deeds we are definitely restricted as to what we can do with our own properties. All of that district was once made up of the so-called Dodd Farm and all of our deeds contain these restrictions and they are still in force.

In the second place, there is going to be a definite depreciation in the value of our property. It is primarily a residential district. I am practicing medicine on one corner, Dr. Smith is on the opposite corner. Mr. Mini-

Minichiello on the corner of Littleton Avenue and Thirteenth Avenue bought it with the idea of residence. He is here to object, too.

Mr. Heinisch is on the other corner of Thirteenth Avenue.

Thirteenth Avenue has stayed residential and we feel that we want it to stay residential. That is why we down here to object to it.

In the second place, I think it is going to be a definite traffic hazard. That traffic hazard was there three years ago when Commissioner Duffy made a traffic survey, and it was on that ground at that time that the permit was denied, and at that time there was no question—

Mayor Ellenstein: Denied by the Board of Commissioners?

Dr. Reilly: That is right. At that time there was no question about an automobile laundry being instituted there. You know the situation when you have an automobile laundry, there is usually a line of cars a block or two long. This is on an intersection now which is a zig-zag type of intersection. There are four traffic lights to control traffic.

Mayor Ellenstein: There is a jog here?

Dr. Reilly: Yes.

Mayor Ellenstein: From west of Littleton Avenue that runs into Thirteenth Avenue?

Dr. Reilly: Thirteenth Avenue, in other words, comes down in a zig-zag fashion. Buses make that turn and a bus on that turn crowds the cars now to the curb. There is a lot of difficulty in making that turn. And a line of cars waiting for a car wash to that turn and there is going to be definite difficulties.

And or those three objections we feel that we have a valid objection.

Now, you are going to hear a lot of talk about the neighborhood going down. The neighborhood maybe it has changed in the last forty or fifty years, but what part of Newark hasn't? The people who live in that neighborhood have been there for a long time. Mr. Minichiello is in his house right opposite where this is going to be for the last twenty years. Dr. Smith is in his house for thirty years. I am the only newcomer in the neighborhood at that corner. I am not a newcomer in the neighborhood, I am on that corner now for five years. If the question comes up that the neighborhood has gone down, it has not shown up in our tax bills. You will hear this area is going down, it should be business and so on, but we are still paying the same taxes as when it was a highly restricted neighborhood. I am paying taxes on the basis of an assessment of \$12,000 on my home, which is a one-family house. Dr. Smith is probably in about the same class, Mr. Minichiello is probably in about the same class. If the neighborhood is going down there are only two things that can do it, there are two things that must follow, either our tax assessments ought to go down also, and they haven't, or put a gas station in there, break up that zoning and they definitely will go down.

Our only protection in that neighborhood now is the zoning restriction. If you want to make it completely business we will have to come down and ask for a break in our assessments. We don't want the neighborhood to change. Newark has changed, there is no question about it, but there has never been any need up there. There are gas stations along Thirteenth Avenue. And it is on those grounds that I am objecting, and the other objectors in the neighborhood.

The Homeopathic Hospital owns the property behind Dr. Smith and Mr. Minichiello. They own a big vacant lot there that is two or three hundred feet square. It is vacant. Before the Zoning Commission a representative of the Babies' Hospital appeared and mentioned that they were working on some project at that time for a suitable building. Now, will Homeopathic go through with this is the zoning is suddenly changed to something else? What they had in mind, I don't know whether he is here today or not,—and I make out the point that they have been working on it. It was one of the pieces of property brought out in the press as a possibility for a housing project. What will happen to it if you change the zoning? It is vacant now, it has been vacant for years. The Homeopathic Hospital once stood on that piece of property. There are several things in that neighborhood which would be—if you change the zoning laws you might wipe out the possibility of a big improvement there. You certainly will wipe out our assessments.

Commissioner Byrne: How about the traffic survey, hasn't that already been approved by the department?

Dr. Reilly: I don't know what became of it. When we were before the zoning commission it was deferred until a traffic survey was made.

Commissioner Byrne: I understand it has been approved.

Dr. Reilly: Apparently. All I know, it passed the following meeting, so apparently the traffic survey was approved without any notification just what the action was.

Mayor Ellenstein: This is the report of Rosenfeld, Acting Captain of Police of the Traffic Division.

Suppose we hear the objectors. Then you have this report read.

Commissioner Byrne: That is what I was interested in.

They turned it down a few years ago?

Dr. Reilly: Three years ago.

Commissioner Byrne: And passed it this time.

Dr. Reilly: The Zoning Commission passed it three years ago and we appeared before the City Commission at that time.

Commissioner Byrne: Now the Zoning Board has passed it and they approved it unanimously, no dissenting votes?

Dr. Reilly: This time?

Commissioner Byrne: Yes.

Commissioner Murphy: Only four votes.

A voice: Mr. Dumpert did not vote; he did not hear it.

Commissioner Byrne: It has also been approved by the Police Department on a traffic survey?

Dr. Reilly: Apparently. I don't know.

Mayor Ellenstein: Is there any difference in traffic there now than there was three years ago?

Dr. Reilly: Not a bit.

Mr. H. Andrew Moore, 17 Academy Street: May I inject something?

Mayor Ellenstein: We will hear the objectors first, and then we will have an orderly procedure and hear you. Is there any difference in the traffic?

Mr. Edward A. Heinisch, 330 13th Avenue: If anything, it is heavier

My objections will be practically the same, except—

Mayor Ellenstein: Where do you live?

Mr. Heinisch: 330 13th Avenue, corner of Sixth Street. I am just a block above it on Sixth Street and 13th Avenue. I might add, however, that from Fairmount Avenue to 12th Street, and from South Orange Avenue over to Bank Street there isn't a single store in the entire district; it is entirely residential.

Mayor Ellenstein: That is how many square blocks?

Mr. Heinisch: Well, from Littleton Avenue—Fairmount Avenue to Sixth Street, Seventh, Eighth, Ninth, Tenth, South Orange Avenue and Thirteenth Avenue; Thirteenth Avenue to Bank Street, that is two long blocks. The other way it is all residential.

Mayor Ellenstein: All residential?

Mr. Heinisch: Not a single store.

Mayor Ellenstein: That bounds Littleton Avenue on the east. What street on the west?

Mr. Heinisch: I think it is Tenth Street.

Mayor Ellenstein: Littleton Avenue—

Mayor Ellenstein: That is all residential?

Mr. Heinisch: Yes, not a single store in the place.

Mayor Ellenstein: From Thirteenth Avenue—

Mr. Heinisch: Over to South Orange Avenue to Bank Street crosswise is all the same thing, there isn't a single store in the entire place, and

while it is true it has gone down, everything has, but not to the extent they are trying to make it out. If any of you gentlemen went by you would soon find out it was not that bad.

Miss C. L. Smith (324 Thirteenth Avenue): I was just going to say the fact—

Mayor Ellenstein: You are speaking for Dr. Smith.

Miss Smith: Yes. The fact they saying the property has gone down, the neighborhood has gone down, it didn't make any difference whether there was a station or not, but it proves to me that gas stations certainly are not an improvement in a neighborhood, and that is proof enough for me. But our home faces this and it is very close to it.

Mayor Ellenstein: Do you live in Dr. Smith's home?

Miss Smith: Yes. My mother owns the home. He is an invalid.

Mayor Ellenstein: Is traffic any different than three years ago?

Miss Smith: Oh, yes, they opened up to lighten traffic on other thoroughfares, they opened Thirteenth Avenue. These heavy buses from South Orange go over, and many cars and even trucks.

Mayor Ellenstein: How many bus lines come down Thirteenth Avenue?

Miss Smith: Maplewood and 54.

Dr. Reilly: Two, I believe.

Miss Smith: This takes you right straight up. People go right up to Morristown and all those places, right from downtown from the Court House up, and traffic is heavy there. I will say it is a bad corner, as far as that

goes; I do not think it is a very bad corner.

Mayor Ellenstein: All right.

Mr. Andrew Minichiello, 165 Littleton Avenue: The only objection I got, I think that is an awful detriment to the people coming over there. The buses when they come up Thirteenth avenue, they run right into the property line where the gasoline station is supposed to be and to be and the people has got to park on Sixth Street before they can make the turn there. And I think that is a bad thing. I think the Babies' Hospital Association, they meant to put a gasoline station, and that is what they want to do. They could do something else with the property. They have money, which we haven't. We are paying our taxes right along. And I think that they should not have it there.

Mayor Ellenstein: Is there anyone else who wishes to be heard in opposition? Doctor, were there any other objectors in that locality, that you know off?

Dr. Reilly: Before the zoning board. I think the minutes of that meeting will show them.

Mr. Rankin: The owner of 194 South 6th Street, and also 163-165 Littleton Avenue.

Commissioner Byrne: How about the provision in this resolution, would you be satisfied with it the way it is worded, to have the traffic enter the station by way of Thirteenth Avenue and leave by Littleton Avenue with the flow of traffic? Do you have any objection to that?

Dr. Reilly: I would have to object to it primarily because you are going to break up our only protection in that neighborhood. If you break up our zoning district now we cannot do anything with our own properties. We

have deed restrictions that have been handed down to us. We are hog-tied.

Commissioner Byrne: Are you the only objectors in the neighborhood? Three families?

Dr. Reilly: Four families. There was Mr. Light (?) on Sixth Street. There were seven objectors, seven families. And we are the ones that are going to be primarily affected on Thirteenth Avenue.

Mayor Ellenstein: All right, we will hear from Mr. Moore.

Mr. Moore: Mr. Hamburg, you are a trustee of Newark Babies' Hospital?

Mr. Augustus V. Hamburg: Yes.

Mr. Moore: How long have you been a trustee?

Mr. Hamburg: For a number of years, eight or ten.

Mr. Moore: Does your hospital own this property at the corner of Littleton Avenue and Thirteenth Avenue?

Mr. Hamburg: Yes.

Mr. Moore: How long have you owned it?

Mr. Hamburg: Do you want the exact date?

Mr. Moore: No, approximately will be all right.

Mr. Hamburg: Seven or eight years.

Mr. Frank Kitchell: Over ten years.

Mr. Hamburg: Upwards of ten. I know it was over seven.

Mr. Moore: Do you know how much you paid for it?

Mr. Hamburg: No. Better not tell you.

Mr. Moore: Have you been able to make any use of this property?

Mr. Hamburg: No, sir.

Mr. Moore: Have you tried to sell it?

Mr. Hamburg: Yes.

Mr. Moore: Are you paying your taxes on it?

Mr. Hamburg: Yes. It is hard work.

Mr. Moore: All right, that is all, Mr. Hamburg. You are vice-president of Babies' Hospital?

Mr. Kitchell: Yes.

Mr. Moore: Are you familiar with this piece of land you own on Thirteenth Avenue and Littleton Avenue?

Mr. Kitchell: Yes.

Mr. Moore: You have owned it for how long?

Mr. Kitchell: I couldn't tell you, but it must be fifteen years.

Mr. Moore: What did you pay for it, do you know?

Mr. Kitchell: \$35,000.

Mr. Moore: Have you tried to sell it?

Mr. Kitchell: We have used every effort and every means known. We were obliged finally to demolish the two houses that were on it because we could not rent them for enough to pay for the taxes.

Mr. Moore: What kind of houses were on there, one-family?

Mr. Kitchell: Yes. They were quite

large houses; too large to be manipulated in any other way.

Mr. Moore: I think that is all.

You are in the real estate business?

Mr. Franklin R. Sanford: Yes.

Mr. Moore: Are you familiar with this corner?

Mr. Sanford: Very familiar with it.

Mr. Moore: You live nearby?

Mr. Sanford: I lived there over thirty years ago.

Mr. Moore: And you are managing agent for Babies' Hospital?

Mr. Sanford: Yes, sir.

Mr. Moore: Have you tried to sell this property?

Mr. Sanford: Many times during the last ten years, not only my office but in cooperation with many of the prominent real estate offices in Newark. but we found it impossible to find a buyer at any price, even give us a bid on it. I have tried to interest mortgage companies to finance some kind of a development on it and asked them to suggest the kind of development on the plot on which they would finance it, and on account of the fact that the neighborhood has gone down, many of the houses have changed hands many times during the past—I will say only the last fifteen years—that it has been impossible to do anything with it at all.

Mr. Moore: Are you familiar with the tract of land owned by the Homeopathic Hospital?

Mr. Sanford: I am.

Mr. Moore: How long has that been idle?

Mayor Ellenstein. That is on Sixth Street, isn't it?

Mr. Sanford: It runs—it begins adjoining Mr. Minichiello's home on Littleton Avenue. On that plot was the Nurses' Home. Then the Merz property was in that and formerly the Homeopathic Hospital was on one side. The Homeopathic Hospital made some arrangement with Mr. Merz and took it over. They likewise have been very anxious to sell it for the last ten years for almost any purpose, and it has been almost impossible to find a buyer for it. I have conferred with Mr. Merz on many occasions and he has been willing to get some kind of an offer for it.

Mayor Ellenstein: That is true of property generally; the real estate market has been at a very low ebb.

Mr. Sanford: Yes, but I think it is particularly so in some neighborhoods where they have gone down, where developers will not go in and develop it for anything.

I was at the Board of Adjustment meeting. It was suggested one-family houses go up there. Well, anybody who knows anything about real estate would know that you cannot put a one-family house there. You might build a four or five-family apartment dwelling, low-priced dwelling, but the larger institutions told me it would be suicidal to try to build anything like that; it would just be impossible; that they would not entertain it on account of the neighborhood, they would not entertain any kind of a proposition for any kind of a development on account of the neighborhood having gone down.

Mayor Ellenstein: Of course, this gasoline station, as I understand it, is to occupy one hundred feet.

Mr. Sanford: 100 by 100. The prop-

erty is 145 by 120, but that will take in 100 by 100.

Mayor Ellenstein: The other 45 feet will be wasted; you cannot do very much with the other 45 feet.

Mr. Sanford: Now, that is true enough.

Mayor Ellenstein: You could not even build a one-family house on it.

Mr. Sanford: No, that is true. They might just as well have taken the whole plot. And it is a gentleman's agreement that they are going to take care of the adjoining parcel because the people living right directly next door—

Mayor Ellenstein: 183.

Mr. Sanford: The Steffens family who lived there for forty-five years, and it is the best kept house in the street today, and they are most interested in seeing some kind of a development there to keep rowdiness away. And it has been a regular dumping ground. I had a letter that I just had to clean up the lot. I just got the bill for it. And that happens periodically that you have to keep it cleaned up. They dump garbage and everything in there. It is a real nuisance.

Commissioner Byrne: The party at 183 has no objection?

Mr. Sanford: Decidedly not.

Mr. Moore: She is here, as a matter of fact.

Mr. Sanford: This map will show you—

Commissioner Byrne: Who is the owner of 183?

Mr. Sanford: Mrs. A. T. Steffens. These property owners with the star are the ones who have signed in fa-

vor of it, and you will not that they are people directly in back of, alongside of it and across the street from it, most directly interested in it, most directly interested in it, whereas the objectors, with one exception, they live further away. Two of the objectors, you will observe, Dr. Reilly and Heinisch, they live on Sixth Street and Thirteenth Avenue, quite a distance; and Mr. Minichiello live on the opposite corner, the old Rodger house.

Mayor Ellenstein: Littleton Avenue?

Mr. Sanford: Yes.

Mayor Ellenstein: The northwest corner?

Mr. Sanford: That is right.

Mr. Moore: Mr. Sanford, are these pictures a true picture of the scene at the present time there?

Mr. Sanford: Yes, sir.

Mr. Moore: I would like to have the Commission look at these pictures. They were taken within the last week or so. On the back they are marked just what they represent and I think this sketch I have here with the red seals designating the people who are in favor, will give you a better picture, too.

Mr. Sanford: We have a truck warehouse, a trucking place that has been there for a long time, empty for a good many years; and Mr. Henry Fisher was able to rent it about a year ago. But it was vacant and you could not do anything with it. And there are a number of properties across the street from this parcel that are in the hands of the building and loans and they have been unable to sell anything, except last month there was a parcel sold, 50 feet, a one-family house, sold for \$3,600. A one-

family house. Many of the houses are in a run-down condition at the present time.

Mayor Ellenstein: This garage that you have a photograph of was not built recently; that was before there was any zoning in the city, is that right?

Mr. Moore: You mean Brown's?

Mr. Sanford: Yes.

Mayor Ellenstein: It sets back from the curb a little distance?

Dr. Reilly: It is an old barn.

Mr. Sanford: But the business is conducted there.

Mayor Ellenstein: How many objectors were there?

Is there anyone else?

How much do you think you could get for the lot at a forced sale?

Mr. Sanford: I question whether it would bring over \$10,000 today, a lot 145 by 120.

Mayor Ellenstein: At a forced sale?

Mr. Sanford: At a forced sale.

Mr. More. Mrs. Hannoch, you are the daughter of Mrs. Steffens?

Mrs. Lilly M. Hannoch, 183 Littleton Avenue: Yes.

Mr. Moore: You reside with your mother?

Mrs. Hannoch: Yes.

Mr. Moore: The address is 183 Littleton Avenue?

Mrs. Hannoch: Yes.

Mr. Moore: Just where is that in reference to the proposed gas station?

Mrs. Hannotch: I would be the adjoining property.

Mr. Moore: Are you familiar with the property of the Babies' Hospital?

Mrs. Hannotch: Yes.

Mr. Moore: And what is the condition of it?

Mrs. Hannotch: Well, it is cleaned up just now, but we had to get the Board of Health to do it.

Mr. Moore: Is that condition a frequent condition?

Mrs. Hannotch: Yes, it has only been this past three days—

Mr. Moore: I mean the dirtiness.

Mrs. Hannotch: Yes.

Mr. Moore: What causes the dirt?

Mrs. Hannotch: Well, refuse being thrown there; boys bringing cardboard there. They pull all sort of things there, and like that, and we have to get the radio police to drive the boys away, but that only last about five minutes and they are back again.

Mr. Moore: Notwithstanding the fact that a gas station is going to be right next to your home, you have no objection to it?

Mrs. Hannotch: It is the lesser of the two evils.

Mayor Ellenstein: If there was a fence around there to keep the boys out, would you rather have a gasoline station?

Mrs. Hannotch: I think the gas station is all right; I see no objection to it at all.

Mayor Ellenstein: Are you in favor of it because these boys get on the lot?

Mrs. Hannotch: The annoyance that is there, yes.

Mayor Ellenstein: Would you prefer a home on there in preference to a gas station?

Mrs. Hannotch: If it could be a home equal to our home, but I think there would be a tenement there and they are very objectionable.

Mayor Ellenstein: Of course, a tenement would come under zoning.

Mrs. Hannotch: They wouldn't be apartments, they would be tenements.

Mayor Ellenstein: I say, if they were tenements you could object to them; it would be in violation of the zoning law. What I am asking, if the lot was fenced in so you would not receive those annoyances, would you still be in favor of the gasoline station?

Mrs. Hannotch: Why, no; we would be foolish to say that.

Mayor Ellenstein: Then you would not be in favor of a gasoline station if it were fenced in, is that right?

Mrs. Hannotch: No. But you could not keep the boys out, that is the thing.

Mayor Ellenstein: If they were kept out, would you still be in favor of a gasoline station? If some means were found of keeping them out, would you still be in favor of a gasoline station?

Mrs. Hannotch: No, I think not, to be frank, no, sir.

Mayor Ellenstein: The reason you

are in favor of a gasoline station is because that lot now is an annoyance and nuisance to you?

Mrs. Hannotch: Yes.

Mr. Moore: Do you think if it were fenced in it would keep the boys out?

Mrs. Hannotch: No, I do not. I will bet it never kept any of you gentlemen out of an empty lot when you were a boy.

Mayor Ellenstein: I don't know. It would depend upon the fence. It is only small boys that do that. If this were a high fence they could not negotiate it.

Mrs. Hannotch: I wouldn't say that. Young men come there, eighteen, twenty years old and throw rocks at those real estate sign boards until your ears nearly split with the noise. Not only little boys that are annoying.

Mayor Ellenstein: But that primarily is the reason you are in favor of the gas station?

Mrs. Hannotch: Yes.

Mayor Ellenstein: Because of those annoyances to you and the unsightly appearance of the lot?

Mr. Moore: These red seals designate those who are with us. If you gentlemen will observe, most of the neighbors directly closest to this proposed plot are in favor of us. These are the seven objectors, three of whom are practically a block away. The Homeopathic Hospital objects to it, and if you observe the pictures of the Homeopathic lot it is even a worse sight than ours. They have had that title for ten years and cannot do anything with it. Dr. Reilly spoke about the traffic hazard. Dr. Reilly made that remark at the zoning board meeting and I have since checked the min-

utes of the 1935 meeting and Dr. Reilly has misstated the facts. As a matter of fact, the traffic report at that time did not show a traffic hazard. At that time Director Duffy, who made the motion to reject, made his motion upon the ground that he felt he did not want to change the neighborhood from residential to business, and that is the only reason he did it. There is nothing about a traffic hazard at that time, and if you gentlemen will read the report—

Mr. Rankin: There was a report. (Discussion off the record.)

Dr. Reilly: There was a report at that time. It came up before the City Commission and it was postponed a week, and Commissioner Duffy, I think, the same captain, Captain Rosenfeld, and he came back with a report. Now, I assumed when Commissioner Duffy made the motion that it was on the basis of the traffic report, because it was postponed on that basis. I don't know what was behind Commissioner Duffy's mind.

Mr. Moore: I read the minutes of that meeting and I recall they were asking Director Duffy whether he had the report with him, and he said something about having the report and it was not unfavorable, but he voiced his opinion that he based his motion for abjection on the grounds simply for the reasons I have stated before and not upon a traffic hazard. If you gentlemen will read the report of the present traffic survey, there is nothing about it showing any hazard there.

Mayor Ellenstein: With this qualification, it says if automobiles enter this station by way of Thirteenth Avenue and leave by way of Littleton Avenue. It may be they did not take that into consideration at the time they made the report in 1935. I don't know. But there is a qualifying clause providing automobiles enter by way

of Thirteenth Avenue. There may not have been any restrictions at the time the application was made in 1935.

Commissioner Byrne: I would like to make a request, rather than to take any more time, in view of the fact I am not too familiar, I want to be fair to both sides, I personally would like to inspect the property before I vote on it and I ask personally that it be deferred for one week.

Mayor Ellenstein: Is there anything you want to add?

Mr. Moore: If I may say, as far as the traffic hazard is concerned, this is a peculiar street. Right at that spot Thirteenth Avenue ends, and then there is a jog, then you turn up again. Now, it is impossible for any traffic to go at any rate of speed there because if they come to the dead-end street, as a result traffic proceeds in a very slow ordinary way.

Commissioner Byrne: I know the property, but I want to look at the residential side of it.

Mayor Ellenstein: That traffic that is careful travels at a slow rate of speed. As a matter of fact, when they take that jog they go to the extreme west of the curb.

Mr. Moore: As a matter of fact, with a gas station there they will have a better way of making the turn.

Mayor Ellenstein: That may be, that they don't all approach it slowly.

Commissioner Murphy: Those red marks on there, are they people who signed the petition in favor?

Mr. Moore: Yes, sir.

Commissioner Murphy: They have not appeared?

Mr. Moore: No, sir. It is a difficult thing to get people to appear for you. They will come against you but they won't come for you.

Dr. Reilly: I may point out there are a few of those families not residing there; for instance, the Fishers.

Mayor Ellenstein: They are not residents?

Dr. Reilly: They own property, but they have moved out of there and they don't care what happens as far as the residential section is concerned.

Mayor Ellenstein: If your contention is correct it would affect them if they are the owners of property.

Dr. Reilly: That is right; but the point is, the Fishers, I happen to know, would just as soon see it go another way because they are interested in a garage, machine shop or garage where that present barn is. They are not living there. I am talking as one who will be most affected.

Mayor Ellenstein: They are interested in getting a garage permit?

Dr. Reilly: Anything to get income out of the property. And as far as the neighborhood going down, Babies' Hospital didn't help hold it up. I have not been around that neighborhood so long, but I remember two houses on that piece of property and I remember what Babies' Hospital let happen to them; they just let them go to pot. And if the neighborhood is going down because of somebody who lives outside Newark, doesn't want to fix it up, that is unfair.

Commissioner Byrne: They had to tear them down?

Dr. Reilly. Yes.

Commissioner Byrne: They didn't get enough income?

Dr. Reilly: Other houses in the neighborhood seem to be getting enough upkeep.

Mr. Sanford: These were two large houses, fourteen or fifteen rooms each owned by Mayor Fiedler on the corner. I lived there. After Babies' Hospital took it it went from bad to worse; they could not get enough rent to pay taxes, much less anything on income. And when the people moved out and it stood idle for a long while and they could not find a tenant, they had no alternative but to tear the darn things down. Who wants a big house?

Mayor Ellenstein: It was not modern construction, of course?

Dr. Reilly: But they were both very beautiful houses of the old style.

Commissioner Byrne: A lubritorium would be far less hazardous to traffic than putting a fence around that property?

Mr. Moore: No question about it.

Mr. Sanford: They have a lot there and people travelling in an easterly direction would stop there. But in any event, ingress or egress from the gas station is in second speed, and I cannot for the life of me see any hazard in that.

Commissioner Byrne: Will anybody be hurt if we have a week's delay?

Mr. Sanford: No. But may I just point out one point I did not speak of at the time it came up before in October, 1935, and I had the question, I asked one of the commissioners if they would not make a thorough investigation as to the neighborhood,

and they sent John Linnett up there, and he spent a good part of his time up there going not only on this particular corner, but all around the neighborhood, and you have your report on file today that in his opinion, a gas station would not depreciate the value of property there, that he could not see for what other purpose it could be used.

Mayor Ellenstein: That is a matter of record.

Commissioner Byrne: On the other hand, not every one wants to have a gas station next door to a house. It might not depreciate the value of property, but they want to keep it residential. And I still say I would like to investigate that personally.

Commissioner Murphy: I will second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

(Laid over to May 24, 1939.)

The City Clerk presented the application of M. & M. Incorporated, owner; for the alteration and addition to present gasoline station in a 1st industrial district; premises 185-187 Pennsylvania Avenue; same to be constructed and operated in conformity with the rules of the Board of Adjustment; that all damage to the building at 183 Pennsylvania Avenue, resulting from the razing of the building at 185 Pennsylvania Avenue, be repaired by the applicant; such use to be limited to the period ending eight years from date hereof.

The City Clerk: It was laid over to this date for a traffic report.

Mr. Irwin Goldfinger: May I ask at this time that this matter be carried until next week? There was some question as to whether there were gas fumes as a result of this operation of this station which I have been taking up in the meantime and I have not completed my investigation.

Mr. S. A. Simeone, 131 Central Avenue: We have petitions on file signed by the landlords the immediate vicinity,—in fact, within 200 feet of this particular gas station, and statements or affidavits by three or four tenants that live within 50 feet of this particular gas station, to the effect that there are nauseous odors and gas fumes which emanate therefrom and are injurious to the health and welfare of those so close by. And further, also, one or two of them state that the traffic hazard is greater now than it has even been as a result of the automobiles that clutter the sidewalks immediately close to their homes and is a very dangerous condition for children. In fact, one of them thought one of the kids was going to be hurt a few weeks ago.

Mayor Ellenstein: He is asking now for an adjournment. Have you any objection to an adjournment?

Mr. Simeone: We had an objection but now I find there isn't any.

Mr. Paul Urban: It is just a question of the inconvenience.

Mayor Ellenstein: What the Commission would like to know is whether you have any objection to that. If you haven't any objection, that is a common courtesy extended to anybody.

Mr. Simeone: I shan't object. I was told to object and now I am told not to object, so I was between the devil and the deep blue sea.

Mayor Ellenstein: Will one week be sufficient?

Mr. Goldfinger: One week will be sufficient.

The City Clerk: For the record, there are eleven signatures here on the petition that Mr. Simeone speaks of.

Mayor Ellenstein: That will be presented to the Commission at the next meeting.

(Laid over to May 24, 1939.)

The following communication was received and read:

Board of Adjustment

Newark, N. J., May 16, 1939.

The Board of Commissioners
of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body in accordance with Section 9, Chapter 274, P. L. 1928, (40; 55-59 Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

193 West Market Street; Mrs. Minnie Dougherty, owner; in a 2nd business district the use of two portable gasoline tanks; on condition that the applicant complies with all regulations of the Bureau of Combustibles, that a masonry building is erected in the rear to house the tanks when not in use, and that no motor oil is displayed or sold on the sidewalk; such use to be limited to the period of one year; 122 Belmont Avenue; Emerson Food and Provision Co., Inc., (Clinton Title and Mortgage Guaranty

Co., owner); in a 2nd business district the establishment and operation of a wholesale bologna kitchen; on condition that all deliveries and shipments be made on Seventeenth Avenue at the rear of the building; such use to be limited to the period of three years. (No objectors).

Respectfully submitted,
Board of Adjustment.
R. B. Rankin, Secretary.

Received, copy to be sent to each Commissioner and further action postponed to May 24, 1939.

The City Clerk: There are two matters, one of which can be disposed of in view of the fact that counsel for the applicant has requested a suspension of the rules in this matter, which is the application of the Emerson Food and Provision Company, 122 Belmont Avenue.

Mayor Ellenstein: I will entertain a motion that the rules be suspended. Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Emerson Food and Provision Co., Inc., (Clinton Title and Mortgage Guarantey Co., owner); for the establishment and operation of a wholesale bologna

kitchen in a 2nd business district; premises 122 Belmont Avenue; on condition that all deliveries and shipments be made on Seventeenth Avenue at the rear of the building; such use to be limited to the period ending three years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who wishes to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The other matter will take the usual course and be heard by the City Commission one week from today, May 24.

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE JR.
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN
City Clerk.

Newark, N. J., May 24, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Daylight Saving Time.

Present: Commissioners Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioners Byrne, Duffy.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance providing for the registration, regulation and governance of the occupation of Auctioneers; to regulate public auction sales; to fix the license fees of Auctioneers and the auction business; regulating the auction business; and providing penalties for the violation thereof," and stated the ordinance had been laid over without date on November 30, 1938.

Commissioner Franklin: I move that the ordaining clause be stricken from this ordinance.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: We have before us a new ordinance providing for the registration, regulation and governance of the occupation of Auctioneers. This ordinance has been informally introduced for information. It has not been advertised.

Is there any person who would like to be heard on this ordinance? Have you studied the ordinance?

Mr. Harries: It is all right.

Mayor Ellenstein: Then it will be introduced on first reading today.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance in full as follows:

An Ordinance providing for the registration, regulation and governance of the occupation of Auctioneers; to regulate public auction sales; to fix the license fees of auctioneers and the auction business; regulating the auction business; and providing penalties for the violation thereof.

The Board of Commissioners of The City of Newark, Do Ordain:

Section 1. No person shall act as a public auctioneer and no person shall engage in the auction business, in whole or in part, or cause to be held any public auction or public vendue within the limits of The City of Newark, County of Essex, and State of New Jersey, without first having had and obtained a license as hereinafter provided for so doing.

Section 2. Before any license is granted as set forth in Section 1 of this ordinance, the applicant shall make application, in writing, therefor on a form to be provided by the Director of Public Safety of The City of Newark, and under oath; and file the same with the said Director. Said application shall state:

- a. Full name of applicant.
- b. His residential address.
- c. Length of time of continuous bona-fide residence in The City of Newark immediately prior to making the application.
- d. Places where applicant has resided for a period of three years immediately prior to making the application.
- e. Whether any person or persons or corporation other than the applicant has any interest directly or indirectly in the license applied for or in the business to be conducted, and if so state the name, residence and interest.
- f. If the applicant is a corporation state:
 1. Location of registered office in New Jersey.
 2. Date and State of incorporation.
 3. The names and residences of all stockholders, directors and officers.
- g. Address of place of business.
- h. Whether applicant has ever been convicted of a crime.
- i. The experience applicant has had as an auctioneer or as a person engaged in the auction business.

j. The place or places, and the time, that applicant has been so engaged as an auctioneer or in the auction business.

k. The names of the persons or bonding company to furnish the bond as hereinafter required.

l. Said applicant shall also furnish references of two resident freeholders of The City of Newark as to his character and integrity, and shall also answer such questions and interrogatories as may be propounded or promulgated by the Director of Public Safety seeking to determine the applicant's fitness, integrity and character.

Section 3. The Director of Public Safety shall investigate or cause to be investigated, each and every application filed as aforesaid; and is hereby vested with the sole discretion of either granting or refusing to grant a license.

Section 4. The Director of Public Safety shall as a condition precedent to the granting of the license to engage in the auction business require the applicant to enter into a bond to The City of Newark, with two responsible freeholders as sureties or in lieu thereof, the bond of a surety company authorized to do business under the laws of the State of New Jersey; said bond to be approved by the Director of Public Safety of The City of Newark, and to be in the sum of Two Thousand Dollars (\$2,000), conditioned for the due observance of all such ordinances of The City of Newark as are in force or may be passed respecting the conduct or operation of the auction business, at any time during the continuance of such business; said bond shall be for the benefit of any person or persons who shall have recovered judgment against any person licensed under and by virtue of this ordinance by reason of any damage sustained by such person or persons as a result of having purchased any article or commodity at a public

auction sale conducted or operated by said licensee, due to fraud or deceit practiced in effecting such purchase or sale to such person or persons; said bond shall be for the protection of persons and property and for the preservation of the safety and property of the municipality and its inhabitants, and as may now or hereafter be required by any State law or municipal ordinance or regulation.

Section 5. No license, to act as a public auctioneer, or to engage in the auction business, shall be issued unless the applicant, if an individual, or if a corporation, then each and every officer shall have been a bona fide resident of the State of New Jersey continuously for a period of at least three years immediately prior to applying for said license; provided, however, that this section shall not apply to any person or corporation holding a license in force at the time of the passage of this ordinance.

Section 6. No license shall be issued to any person unless the Director of Public Safety be satisfied that the applicant is a person of good moral character. No licenses shall issue during the months of September, October, November or December of any year.

Section 7. Every license which shall be granted shall entitle the licensee to operate anywhere within the legal limits of The City of Newark for the period from the date of issuance of said license to May 1st of the succeeding year, and all renewals of said license shall be for a period of one year from May 1 to May 1 of the succeeding year. All licenses shall expire on the 30th day of April, at midnight and shall not be renewed unless all of the terms and conditions of the within ordinance have been fully complied with.

Section 8. The annual license fee for public auctioneers shall be Fifty Dollars (\$50.00), which shall be pay-

able upon the presentation of the application and returned in the event said application is not granted. If the term for which said license is sought shall be less than a year, the fee shall nevertheless be the same.

Section 9. The annual license fee for an establishment conducting a public auction business shall be Fifty Dollars (\$50.00), which shall be payable upon the presentation of the application and returned in the event said application is not granted. If the term for which said license is sought shall be less than a year, the fee shall nevertheless be the same. No such establishment shall operate without licensed public auctioneers, except that each licensed establishment may conduct its own business on such licensed premises through its proprietor or one of its proprietors, if a partnership, or one of its officers, if a corporation, without any further license.

Section 10. It shall be unlawful for any auctioneer to accept anything other than bona fide bids, and said auction sales are to be so conducted as to dispose of merchandise to the highest bidder, unless terms otherwise are publicly announced immediately before the sale.

Section 11. It shall be unlawful for any auctioneer in describing goods that are being auctioned, to directly, or indirectly, either by act of commission or omission, knowingly misrepresent the goods being auctioned.

Section 12. It shall be unlawful to hold or maintain any public auction sale of diamonds, precious or semiprecious stones, gems, watches, clocks or jewelry, or imitations of any of the above, between the hours of six o'clock in the afternoon and nine o'clock in the forenoon of any week days, unless such merchandise is sold with the express understanding that it may be returned for refund within

forty-eight (48) hours, and a written bill of sale is furnished to purchaser with an exact description of article and price. It shall be unlawful to hold any public auction sale between the hours of twelve o'clock midnight and nine o'clock in the forenoon on week days.

It shall be unlawful to hold any public auction sales on Sunday. The time above referred to shall be Eastern Standard Time unless Daylight Saving Time is in use in the municipality, in which event, Daylight Saving Time shall be determinative.

Section 13. It shall be unlawful for any auctioneer to engage in what is commonly called "Barking," "Ballyhooing," Ringing of Bell, or the use of any other noisy devise, in order to attract people passing the place where the auction is being conducted to enter the place of business.

Section 14. It shall be unlawful for any auctioneer to use or employ, or permit to be used or employed, what is commonly called a "capper" or "shill" or fake bidders.

It shall be unlawful to sell what are known as "blind packages," or articles which cannot be seen by bidders before bids are made.

Section 15. The Director of Public Safety may, upon his own motion, or upon the verified complaint, in writing, of any person, investigate the actions of any licensee; and said Director, as aforesaid, shall have the power to suspend, for the unexpired portion of the license period, or for a period less than the unexpired portion of the licensed period, or to revoke any license issued under the provisions of this ordinance, where the licensee, in performing or attempting to perform any of the acts mentioned herein, is deemed to be guilty of: (a) willfully making any false promise or willful misrepresentation, or (b)

pursuing a flagrant and continued course of willful misrepresentation or the making of false promise through agents, salesmen, advertisements or otherwise, or (c) (failure to account for or to pay over any moneys belonging to others, coming into possession of the licensee, or (d) any conduct which demonstrates unworthiness, incompetency, bad faith or dishonesty; (e) or for the violation of any of the provisions of this Ordinance.

Section 16. In addition to any penalty herein provided, any person or corporation convicted for the violation of any of the provisions of this Ordinance shall, upon conviction thereof, pay a fine not exceeding Two Hundred Dollars (\$200.00), or ninety (90) days imprisonment.

Section 17. The words "person," or "applicant" or "licensee" are hereby declared to include any individual or individuals, co-partners, corporations or associations; wherever a statement or act is required to be made or done by a corporation the same shall be effected by its duly authorized officers.

Section 18. This Ordinance shall not be applicable to sales conducted by trustees or referees in bankruptcy, executors, administrators, receivers or other public officers acting under judicial process.

Section 19. If any provision of this Ordinance is declared or held to be unconstitutional, no other portion of this Ordinance shall be affected thereby, but the unconstitutional provision shall be excinded; and the remaining provisions of this Ordinance shall continue in force.

Section 20. All Ordinances or parts of ordinances inconsistent with the terms of this Ordinance, be and the same are hereby repealed to the extent of such inconsistencies.

Section 21. This Ordinance shall take effect upon final passage and publication thereof.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that June 7th, 1939, at 11 A. M., Daylight saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance providing for the vacation of Tichenor Street as the same is laid out 55 feet in width on the Map of the Commissioners to lay out streets, avenues and squares, said vacation to extend from the westerly line of Pacific Street northwesterly to the easterly line of Dawson Street.

The Board of Commissioners of the City of Newark, Do Ordain:

Section 1. That Tichenor Street as the same is laid out 55 feet in width

on the Map of the Commissioners to lay out streets, avenues and squares shall be vacated as a public street or highway, said vacation to extend from the westerly line of Pacific Street north-westerly to the easterly line of Dawson Street, reserving, however, to the City of Newark with respect to a strip of the above described part of Tichenor Street to be vacated lying between the northerly line of said Tichenor Street and a line parallel to and distant 40 feet measured at right angles from said northerly line, the right to enter upon the above described 40 foot strip for the purpose of relaying, rebuilding, reconstructing or maintaining the water and sewer mains, their manholes, gates and appurtenances now laid within the lines of the above described 40 foot strip and the right to enter on the above described 40 foot strip for the purpose of laying, relaying, rebuilding, reconstructing or maintaining additional water or sewer mains, their manholes, gates and appurtenances.

All as shown on a map prepared under the direction of this Board, which map is hereto attached and made a part hereof, and a copy of which map is on file in the office of the Chief Engineer, Department of Public Affairs, known and designated as Map No. 1437-V, dated March 21, 1939. Under and by virtue of the provisions of Section 1, subdivision (b) of Article XXII, of an Act of the Legislature of the State of New Jersey, entitled "An Act Concerning Municipalities," approved March 27, 1917, and the acts amendatory thereof and supplementary thereto. (Revised Statutes 1937, 40: 67-1. (b).

Section 2. That this ordinance shall take effect immediately and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance, be and the same are hereby repealed.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that June 7th, 1939, at 11 A. M., Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Three Hundred and Seventy-five Dollars (\$375.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Tax Board\$375.00

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand One Hundred Twenty-

six Dollars and Eighty-seven Cents (\$2,126.87) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue, as follows:

Director's Office	\$ 323.01
Auditor's Office	26.80
Tax Board	526.00
Tax Receiver	18.30
Personal Tax Arrears	69.19
Reserve for Overpayment (Comptroller's Office)	58.07
1939 Taxes	1,105.50
	<hr/>
	\$ 2,126.87

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-two Dollars and Seven Cents (\$42.07) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve for Liabilities (Revenue and Finance)	\$34.50
Reserve for Liabilities (Tax Revaluation Project No. 5406-7)	7.57
	<hr/>
	\$42.07

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Ten Thousand Twenty-nine Dollars
and Sixty-seven Cents (\$10,029.67) be
and the same is hereby appropriated
to persons named on the annexed cer-
tified list, being the bills and claims
of the Department of Revenue and
Finance, as follows:

Remissions—Prior Years
Taxes\$10,029.67

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

Commissioner Franklin offered the
following resolutions:

RESOLVED: That the sum of
Four Hundred Forty Seven Dollars
(\$447.00) be and the same is hereby
appropriated to the persons named on
the annexed certified list, being the
bills and claims of the Department of
Public Safety, as follows:

Night Police Court\$ 25.00
Municipal Board of Alcoholic
Beverage Control 422.00

\$447.00

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Two Thousand Seven Hundred Twen-
ty-Eight Dollars and Forty-seven
Cents (\$2,728.47) be and the same is
hereby appropriated to the persons
named on annexed certified list, being
the bills and claims of the Depart-
ment of Public Works, as follows:
Emergency Relief Direct\$2,728.47

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Ten Thousand Three Hundred Twenty
Dollars and Eight Cents (\$10,320.08)
be and the same is hereby appropriat-
ed to the persons named on annexed
certified list, being the bills and
claims of the Department of Public
Works, as follows:

Emergency Relief—
Administration\$10,320.08

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Three Thousand, Two Hundred Sev-
enty-nine Dollars and Six Cents (\$3,
279.06) be and the same is hereby ap-
propriated to the City Treasurer,
same being the weekly payrolls of the
Department of Parks and Public
Property for weeks ending May 17th
and May 20th, 1939, as follows:

Shade Tree\$ 2,021.06
Public Buildings 1,258.00

\$ 3,279.06

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Thirty-five Thousand Seven Hundred Forty-two Dollars and Seventy-seven Cents (\$35,742.77) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
Period ending May 17, 1939:

Newark Airport\$ 2,484.00
Bureau of Motors 2,624.39
Bureau of Streets 1,640.48
Bureau of Sewers 1,031.06
House Sewer Connections 377.53
Bureau of Street Cleaning 17,595.18
Street Construction 584.72
Bureau of Docks 742.80
Bureau of Water 8,662.61

\$ 35,742.77

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-six Thousand, oFour Hundred Sixty-two Dollars and Sixty-three Cents (\$26,462.63) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Care and Relief of Indigent Children\$ 351.69
Streets 1,398.48
Rserve for Uncompleted Contracts 888.75
Surveys 31.75
City Clerk 381.55
Newark Labor Relations Board 10.00
Sewers 1,316.83
House Sewer Connections.. 177.30
Director's Office 22.34
Doremus Avenue Bridge.... 18,755.19
Docks 351.48
Airport Construction 1,101.68
Newark Airport 1,640.65
Elections 10.00
New Jersey State Highway Route 21 Construction 24.72

\$ 26,462.63

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eight Thousand, Two Hundred Sixty-nine Dollars and Seventy Cents (\$8,269.70) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and

chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Project 3531)	\$ 35.28
Sewer Construction (WPA Project 4813-7)	166.50
Sewer Construction (WPA Project 3352-7)	33.75
Sewer Construction (WPA Project 601)	1,645.30
Sewer Construction (WPA Project 3012)	1,394.05
Sewer Construction (WPA Project 3552-7)	2,407.84
Sewer Construction (WPA Project 4813)	2,586.98
	<hr/>
	\$ 8,269.70

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Thousand, One Hundred Ninety-four Dollars and twenty-four Cents (\$7,194.24) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Joint Outlet Sewer Maintenance	\$ 6,881.28
Second River Sewer Maintenance	255.20
Bureau of Streets	57.76
	<hr/>
	\$ 7,194.24

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Forty Dollars and Thirty-two Cents (\$140.32) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Planning (WPA Project 5358-7)	\$140.32
--	----------

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Thousand Four Hundred Three Dollars and Four Cents (\$5,403.04) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Project 3531-7)	\$ 4,803.54
Street Construction (WPA Project 3531-7)	65.00
Street Construction (WPA Project 3531-7)	70.00
Sewer Construction (WPA Project 4813-7)	364.50
	<hr/>
	\$ 5,403.04

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-four Thousand, Three Hundred Fifty-four Dollars (\$54,354.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction, (Hayes Park East)	
WPA Project 548	\$ 31,354.00
Swimming Pool Construction, Clifton Avenue (WPA Project 549)	6,200.00
Swimming Pool Construction (Boylan Street)	
WPA Project 620	16,800.00
	<hr/>
	\$ 54,354.00

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, Two Hundred Thirty-one Dollars and Eighteen Cents (\$4,231.18) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction, (Boylan Street)	
WPA Project 620)	2,115.59

Swimming Pool Construction, (Hayes Park West)	
WPA Project 457	2,115.59

\$ 4,231.18

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-nine Dollars (and Eighty-five Cents (\$59.85) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction, (Hayes Park East)	
WPA Project 543	\$38.81
Swimming Pool Construction, (Hayes Park West)	
WPA Project 547	20.04
	<hr/>
	\$59.85

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED: That the sum of Twenty-five Thousand, Four Hundred Ninety-five Dollars and Eighty Cents (\$25,495.80) be and the same is here-

by appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Bureau of Health	\$ 6,675.68
Newark City Alms House	4,394.02
Director's Office	109.57
Board of Adjustment	131.38
Law Department	34.50
Ivy Hill Power Plant	1,252.18
Newark City Home	36.25
Ivy Hill Power Plant	1,791.00
Newark City Home	178.43
Newark City Hospital (Reserve for 1938 Commitments)	4,509.65
Newark City Home	4,270.91
Bureau of Baths	2,102.23
	<hr/>
	\$ 25,495.80

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, in the budget as advertised and as heretofore adopted in prior years there was contained various non-departmental or inter-departmental appropriations, and

WHEREAS, the Commissioner of Local Government has recommended that appropriations made should be contained under one of five headings, to wit, one of the five major departments in which the functions of the City are distributed; and,

WHEREAS there are outstanding in the budget as advertised and not contained within any one of the five departments appropriations to cover

payments due under contractual obligations made by the City, and also current and continuing expenses in connection with the functioning of the City;

NOW THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the appropriations appearing in the budget for the year 1939 be distributed and placed in and under one of the major departments above mentioned; and,

BE IT FURTHER RESOLVED That the item for "Care and Relief of Children," which deals with school children, and the item for Conference of Mayors," be placed in the budget and under the heading of the Department of Public Affairs; and,

BE IT FURTHER RESOLVED That the item, "Legislative Agent," and/or "Legislative Expenses," be included in the budget of the Department of Public Works by reason of the same having been referred to the Law Department, which is under the jurisdiction of the Department of Public Works; and,

BE IT FURTHER RESOLVED that appropriations contained for payment of advertisements of the City in connection with "Celebrations," and the item for "Maintenance Foreclosed Property," be and the same are hereby directed to be placed in the budget of the Department of Parks and Public Property; and,

BE IT FURTHER RESOLVED That any item for the payment of any work or services required by the City in connection with any safety campaign or program be, and the same is hereby directed to be placed in the budget of the Department of Public Safety, and under the heading of that Department; and,

BE IT FURTHER RESOLVED That in view of the appropriations for the remaining items constituting merely disbursements made by the Chief Financial Officer of the City of Newark pursuant to contractual obligations or other obligations made and entered into by the City of Newark, that the said items, to wit, "Newark Technical School," "Passaic Valley Sewer Maintenance," "Second River Sewer," "Joint Outlet Sewer," "New Jersey League of Municipalities," "Dues for Conference of Mayor," "Fiscal Agent," "Auditing," "Carfare," "Printing Annual Report," and "Court Costs," be, and the same are hereby directed to be placed in the Budget of the Department of Revenue and Finance, and under the heading of the Department of Revenue and Finance.

M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

WHEREAS, The Board of Commissioners of The City of Newark, New Jersey, deemed it advisable to provide in the 1939 Budget for advertising The City of Newark in connection with St. Patrick's Day Parade;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the appropriation for the said advertising of the City of Newark in connection with the St. Patrick's Day Parade, in the sum of Five Hundred Dollars (\$500.00), be and it is hereby included in and charged to the Budget of the Department of Parks and Public Property.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, the Board of Commissioners of the City of Newark, N. J. deem it advisable to provide in the 1939 Budget for Legislative Expense and St. Patrick's Day Celebration;

BE IT RESOLVED, That the following appropriations be hereby authorized for Legislative Expense in the Department of Public Works, and St. Patrick's Day Celebration in the Department of Parks and Public Property:—

Legislative Expense\$3,000.00
St. Patrick's Day Celebration 500.00

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, a judgment has been entered against the City of Newark, N. J., for an award of \$2,454.61 for Pasquale Ciardi; and,

WHEREAS, there is no appropriation to pay said award;

THEREFORE, BE IT RESOLVED, That an appropriation under "Judgments" be made in the Budget and

that the consent of the Commissioner of Local Government is hereby requested to include this appropriation under "Judgments," and to increase this item under Deficits and Statutory Expenditures from \$8,754.37 to \$11,208.68.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, there was due from the State of New Jersey to The City of Newark for emergency relief for the year 1938 an unpaid balance of Two Million Four Hundred Nine Thousand Ninety-four Dollars (\$2,409,094.); and,

WHEREAS, by reason of Chapter 9, Public Laws of 1939, there was included only the amount of One Million Six Hundred Fifty-nine Thousand Ninety-four Dollars (\$1,659,094) in the Budget approved on April 4, 1939; and,

WHEREAS, Since that time a settlement has been made by The City of Newark with the State Highway Commission for the claim of the State of New Jersey against The City of Newark for Seven Hundred Fifty Thousand Dollars (\$750,000); and,

WHEREAS, the Board of Commissioners of The City of Newark now deem it advisable to increase the item of "State Aid for Relief 1938" in the Miscellaneous Revenues anticipated from One Million Six Hundred Fifty-nine Thousand Ninety-Four Dollars (\$1,659,094) to Two Million Four Hundred Nine Thousand Ninety-four Dollars (\$2,409,094.);

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the Commissioners of Local Government is hereby requested to give his consent to increase the item of "State Aid for Relief 1938" in the Miscellaneous Revenues anticipated from One Million Six Hundred Fifty-nine Thousand Ninety-four Dollars (\$1,659,094) to Two Million Four Hundred Nine Thousand Ninety-four Dollars (\$2,409,094).

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, John F. McGrath is an Honorably Discharged veteran and is entitled to annual exemption of \$400.00 from the assessed value of his real estate, but failed to obtain same for the year 1936;

WHEREAS, on October 1st, 1935, John F. McGrath was the owner of record of premises known and designated as Block 4099, Lot 87, 117 Scofield Street, Newark, New Jersey, which was assessed at a valuation of \$5,800.00, tax \$220.98;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said John F. McGrath be granted exemption of \$400.00, tax \$15.24 for 1936, from the assessed valuation on his property known as Block 4099, Lot 87, 117 Scofield Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Matthew J. Canning is an Honorably Discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1938;

WHEREAS, on October 1st, 1937. Matthew J. Canning was the owner of record of premises known and designated as Block 1781, Lot 51, 294 South Ninth Street, Newark, New Jersey. which was assessed at a valuation of \$2,300.00, tax \$106.03;

BE IT THEREFORE RESOLVED By the Board of Commissioners of The City of Newark that the said Matthew J. Canning be granted exemption of \$500.00, tax \$23.05 for 1938, from the assessed valuation on his property known as Block 1781, Lot 51, 294 South Ninth Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, The City of Newark has annexed from the Town of Belleville land consisting of about 1.85 acres; and,

WHEREAS, a Commission was ap-

pointed by the Town of Belleville and The City of Newark to examine into the facts and hear testimony for the purpose of determining the proper proportion or share of the debt of the Town of Belleville which is chargeable against the land so annexed, and to determine the amount that The City of Newark should pay to the Town of Belleville to offset the said proportionate debt; and,

WHEREAS, the said Commission, in accordance with the Revised Statutes of 1937, Sections 40: 43-26 to 40: 43-39, has determined that the amount payable to the Town of Belleville by The City of Newark is the sum of Two Hundred Thirty Dollars and Seventy-eight Cents (\$230.78); and

WHEREAS, the said Commission has further decided that the said Two Hundred Thirty Dollars and Seventy-Eight Cents (\$230.78) shall be paid by The City of Newark out of the 1939 Budget;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the sum of Two Hundred Thirty Dollars and Seventy-eight Cents (\$230.78) be and the same is hereby appropriated to the Town of Belleville, in accordance with the findings of the Commission appointed by the Town of Belleville and The City of Newark, pursuant to Revised Statutes of 1937, Sections 40: 43-26 to 40: 43-39;

BE IT FURTHER RESOLVED That the sum of Two Hundred Thirty Dollars and Seventy-eight Cents (\$230.78) shall be paid out of the 1939 Budget, and that the said item of Two Hundred Thirty Dollars and Seventy-eight Cents (\$230.78) be added as an item of debt service in the said Budget of 1939.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, The Board of Freeholders of Essex County, New Jersey, by resolution adopted May 11, 1939, requested the Board of Commissioners of The City of Newark, New Jersey, to transfer the Care, Custody and Control of North Sixth Street, Newark, New Jersey, as the same is laid out 60 feet wide, from the center line of Heller Parkway northeasterly 1005 feet, more or less, to the northerly terminus of said North Sixth Street, to the County of Essex; and,

WHEREAS, It is considered to the interest of The City of Newark to grant this request;

THEREFORE BE IT RESOLVED, That the Care, Custody and Control of North Sixth Street, Newark, New Jersey, as the same is laid out 60 feet wide, from the center line of Heller Parkway northeasterly 1005 feet, more or less, to the northerly terminus of said North Sixth Street, be and the same hereby is transferred to the County of Essex. All as shown on Map No. 1336-0 dated May 23, 1939, on file in the office of the Chief Engineer of the Department of Public Affairs, Newark, New Jersey.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED: That the Director of the Department of Public Works be and he is hereby authorized to advertise for sealed proposals for the installation of a new Incinerator of Five Hundred and Fifty (550) pounds capacity with concrete foundation at the Newark City Hospital, 116 Fairmount Avenue, Newark, New Jersey.

Bids to be received between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

BE IT RESOLVED By the Board of Commissioners of The City of Newark that the Director of the Department of Parks and Public Property be and he is hereby directed to advertise for bids for the leasing of the top floor of the Center Market Building, to the most suitable tenant available.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for meats and poultry for the Department of Public Works, 1:2:3 Regular Portland Cement Concrete, Hollow Terra Cotta Partition Tile, Glass and Glazing, Standard Shaped Face Brick, Special Radial Curved Brick, Common Brick, White Cement, 3" stone, Plaster Paris, Common Hydrated Lime, Steam Cinders and Lumber, for the Swimming Pools; Concrete Sand, Grade E Broken Stone Aggregate, Asphalt Filler for Brick Pavements, Mineral Filler and Bituminous Sand, for the Bureau of Streets; Reinforced Concrete Pipe, Basin Heads and Manhole Heads and Covers, for the Bureau of Sewers, Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Pearce K. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering relief orders, for the Department of Public Works.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioner of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Motor Fuel, for the various departments of the City; therefore be it

RESOLVED, by the Board of Commissioner of the City of Newark that the contract for furnishing and delivering motor fuel to the City of Newark, be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering motor fuel:

STANDARD OIL COMPANY OF
NEW JERSEY—Newark, N. J.

(Department Public Works, Public Affairs and Public Safety)

Approx. 15,000 gal. "Regular" gasoline (Essolene) per week to any point within the City Limits, Newark, N. J.*

Approx. 500 gal. "High Compression" gasoline (Aerotype Esso) per week to any point within the City Limits, Newark, N. J.**

Approx. 325 gal. "Regular" gasoline (Essolene) per week to Charlottsburg, N. J.*

Approx 75 gal. "Regular" gasoline (Essolene) per week to Little Falls, N. J.*

Approx. 150 gal. "Regular" gasoline (Essolene) per month to Cedar Grove, N. J.

* For tank wagon and 50 gal. container delivery @ 63/100 per gallon below contractor's posted delivered tank car price in effect on date and at place of delivery, but not to exceed 6.7 per gallon.

** One and one-half cents (.015) per gallon above price of "Essolene" shown herein.

NOTE: Contractor's posted delivered tank car price of "Regular" gasoline (Essolene) on date of bid May 17, 1939—.069 per gallon.

Contract to cover the period ending six (6) months from date of award.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering drugs, surgical and X ray supplies; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said drugs, etc., to the City of Newark, be and the same hereby are awarded in the amounts

set opposite their respective names, being the lowest formal bidders in response to public advertisement for sealed proposals, and the director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said drugs, surgical and X-Ray supplies:

Approximately

Amsterdam Brothers	\$ 424.00
B. & B. Drug Company	\$1,110.02
Chester Drug Company	\$4,063.24
Day Chemical Company	\$3,097.60
Fisher-Cohen Company	\$3,431.68
Greenfield Chemical Co.	\$5,678.51
Hospital Equipment Co.	\$ 771.40
Livezey Surgical Supply Co. \$	784.75
Maltbie Chemical Company ..	\$1,134.77
Medical Service Company	\$3,326.85
Resnick Drug Company	\$1,248.42
Reinhold Schumann, Inc.	\$1,337.12
Seidler Chemical & Supply Co.	\$ 923.38
James P. Smith	\$6,947.74
Westinghouse X-Ray Company, Inc.	\$ 498.45

(Above for Department of Public Works).

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Ready Mixed Con-

crete for the Department of Public Affairs; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said Concrete to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said concrete:

JOHN P. CALLAGHAN, INC.,
Harrison, N. J.

(Public Affairs)

Approx. 5,000 cu. yds. 1:2:4 Ready Mixed Concrete with Grade E Broken Stone aggregate * @ \$5.69 cu. yd.

Approx. 5,000 cu. yds. 1:3:6 Ready Mixed Concrete with Grade C or E Broken Stone Aggregate as may be required by the Engineer * @ \$5.15 cu. yd.

HARRISON SUPPLY COMPANY,
Harrison, N. J.

(Public Affairs)

Approx. 5,000 cu. yds. 1:2½:5 Ready Mixed Concrete with Grade E Broken Stone aggregate * @ \$5.32 cu. yd.

* This material shall comply with the Bureau of Streets Standard Specifications with special reference to Section 407, 408, 410, 412, 417, 418 and 420.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

BE IT RESOLVED, by the Board of Commissioners of the City of Newark that Michael P. Duffy, Director of the Department of Public Safety, and Leo Cluesmann, Deputy Director of the Department of Public Safety, or either one of them, be and each of them is hereby authorized and directed to enter into a renewal of an agreement made March 21st, 1938, between the City of Newark and the Village of South Orange for permitting the Village of South Orange, New Jersey, to participate in the facilities of the Police Broadcasting Station maintained and operated by the City of Newark and the maintenance of broadcasting and reception of services between the parties therein of Radio Station WQIE, operated by the Police Division of the Department of Public Safety, on the same terms and conditions as set forth in the agreement of March 21st, 1938, said renewal agreement shall be for a period of one year from April 1st, 1939.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that the contract for:

furnishing and delivering 48-inch pipe for a portion of Section 4 of the Aqueduct from Bloomfield Avenue Tower to South Orange Avenue Reservoir, and for a portion of the Aqueduct from the Second River to the Bloomfield Avenue Tower in the City of Newark, Essex County, New Jersey, (Contract 43—Division of Water) be and the same hereby is awarded to the National Tube Company, they being the lowest formal bidder, the amount of their bid based on the estimated quantity of 3500 feet being \$37,065.00, and the Director of the Department of Public Affairs and the City Clerk hereby are authorized and directed to execute on the part of the City of Newark, a proper contract covering said work.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED, by the Board of Commissioners of the City of Newark that the following changes appearing in the payroll of the Department of Parks and Public Property for the last half of May, 1939, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Josephine Nester was temporarily appointed telephone operator effective as of May 16th, 1939, until further notice, at a salary of \$20.00 per week. This is not a new appointment.

Matthew O'Brien was absent on May 9th, 10th and 11th, for which time he was paid. His salary is being deducted from this payroll for such time as he was absent.

James L. Walsh has been absent without leave effective as of May 16th, 1939. His name will not appear on the payroll until further notice.

SHADE TREE

Joseph LeFrancis, laborer, has been transferred to the Public Buildings Division, effective as of May 16th, 1939, at a salary of .60 per hour.

Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy: I think last week on the budget changes I think we designated the Law Department and myself to take these up with Mr. Darby.

Mayor Ellenstein: Yes.

Commissioner Murphy: Now, of course, I have not heard from them I put in two or three calls for the Corporation Counsel and haven't heard anything from him. Newark Technical School, Passaic Valley, Second River—

Mayor Ellenstein: They are all contractual. It is only a matter of disbursing the fund. For instance, Passaic Valley Sewer. That is a definite appropriation the City makes each year and it is just for the Finance Department to make payment. It certainly hasn't any place in the Department of Public Property or Works or my department. For instance, the Joint Sewer Meeting, which is a definite appropriation the City makes every year, it is just a matter of disbursing the fund. That is the reason.

Commissioner Murphy. There is one on foreclosure. What are you going to do in a case like that, maintenance on the foreclosure of property. We have got a property down there we have offered to turn over.

Mayor Ellenstein: Somebody has got to accept it and then it depends on the will of the Commissioner. It does not belong in your department.

Commissioner Murphy: Of course, I had it designated in my department due to the fact that he would not take over this property and it has got to be maintained.

Mayor Ellenstein: It should be properly in Director Byrne's department.

Commissioner Murphy: I agree. I have offered it to him and he won't accept.

Mayor Ellenstein: It is the best thing to do, to distribute those items where they belong, the Joint Sewer Meeting, Second River, Passaic Valley Sewer, those are all contractual relationships. The dues the City pays to the League of Municipalities and the Conference of Mayors, that is contractual, and it is just a matter of disbursing it by the fiscal officer, and you are the disbursing officer. It is illogical to place it in Director Franklin's department or Director Byrne's or my own. We are not disbursing officers. It cannot be delayed, otherwise we won't be able to adopt the budget. These are items Mr. Darby insists must be distributed. But it doesn't make any difference.

Commissioner Murphy: Well, you are going to have a meeting anyhow—when, on Friday?

Mayor Ellenstein: How will the budget be approved unless those things go forward to Mr. Darby?

Commissioner Murphy. You have a number of others that have to be acted on.

Mayor Ellenstein: No.

Commissioner Murphy: Yes, we have. I believe Director Franklin has some changes.

Mayor Ellenstein: No, that comes in on part of the relief. There aren't any changes. That would depend on the decision of Mr. Darby and I hope he will approve the budget now in its present form so it can be adopted before the first. Otherwise there won't be any money available to payment to City employees because of the limitation of 40 per cent. that can be expended on the tentative budget. However, it is necessary to sign it. There are three Commissioners present, and two votes are all that is required. As a matter of fact, I don't see how there can be any objection to it. All these items are purely disbursed from the fund and nothing else. They are a definite sum to be disbursed. Just the same as a contract that has been made with all these different agencies; there is a definite amount we pay to the League of Municipalities, the Conference of Mayors; a definite amount we pay to the Passaic Valley Sewer—

Commissioner Murphy: On the Conference of Mayors, you are the one who represents the City?

Mayor Ellenstein: I don't represent the City. There are many conferences where all the official family attend, and you or any other Commissioner or member of the Law Department can attend. What is the difference? It is a question who is the one who has control over the payment of that. You are the fiscal officer.

Commissioner Murphy: Well, you have got Director Franklin's signature. That is all you need.

Mayor Ellenstein offered the following resolutions:

WHEREAS, two vacancies have been created by resignations of two Radio Signal Operators, First Class;

THEREFORE BE IT RESOLVED, that George Kemp, 291 Peshine avenue, Newark, N. J., and Donald Montgomery, 55 Rose terrace, Newark, N. J., be and they thereby are appointed Radio Signal Operators, Second Class, in the Department of Public Affairs, Newark Airport, at a compensation of \$35.00 per week, effective June 1, 1939; and

BE IT FURTHER RESOLVED, that Donald Whitworth be and he hereby is promoted from the position of Radio Signal Operator, Second Class, in the Department of Public Affairs, Newark Airport, at a compensation of \$50.00 per week, effective June 1, 1939.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the following men be and are hereby appointed, temporarily, as Construction Superintendants on Swimming Pool Projects, for a period of approximately three (3) months, at a compensation of \$300.00 per month, effective May 25, 1939;

Charles Mader Stephen Olmsted

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Mrs. Minnie Dougherty, owner; for the use of two portable gasoline tanks in a 2nd business district; premises 193 West Market Street; on condition that the applicant complies with all regulations of the Bureau of Combustibles, that a masonry building is erected in the rear to house the tanks when not in use, and that no motor oil is displayed or sold on the sidewalk; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioner of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?. Is this a renewal?

Mr. Rankin: No, this is a new case. They want portable tanks on the side-

walk. There is a gasoline station there.

Mayor Ellenstein: Were there any objectors?

Mr. Rankin: There were objectors before our Board. The owner of this building, 197.

Mayor Ellenstein: Where are your minutes of the meeting?

(Mr. Rankin handed the minutes to Mayor Ellenstein.)

Mr. Rankin: They asked for three and we granted two.

(Discussion off the record.)

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application? The application is for two portable gasoline tanks at 193 West Market Street.

Is Mr. Gessinger here?

The City Clerk: Is there a Mr. Gessinger present?

Mayor Ellenstein: This is an application for portable tanks. It adjoins three tenement houses, and I see by the minutes of the Zoning Board that there are objectors, particularly so one property owner with three adjoining frame tenement houses there. It might be well to refer it to the Department of Public Safety for a report on traffic conditions, the width of the sidewalk — that department, with the cooperation of the Department of Public Affairs to determine the width of the sidewalk.

The City Clerk: The Bureau of Combustibles must have passed it.

Mayor Ellenstein: Is there any objection to that, to have this matter deferred for one week and referred to the Department of Public Safety and

Department of Public Affairs to determine the width of the sidewalk and other attending factors adjoining it?

Mr. Edward Dougherty: I represent my mother. That has been inspected, the property up there, and the Bureau of Combustibles has agreed to permit us to put the tank there.

Mayor Ellenstein: How wide is the sidewalk? Is your mother a widow?

Mr. Dougherty: Yes, sir, she is a widow, and she has two sons that are out of work, and one has been out of work a good number of years.

Mayor Ellenstein: How wide is the sidewalk?

Mr. Dougherty: I would say about at least twenty feet. It is like a double sidewalk.

Mayor Ellenstein: The zoning board passed this unanimously. What kind of a store does your mother operate now?

Mr. Dougherty: Oil, batteries and battery service.

Mayor Ellenstein: Connected with the automobile industry?

Mr. Dougherty: That is right.

Mayor Ellenstein: Do you own the property?

Mr. Dougherty: Yes.

Mr. Rankin: We had a report from the Bureau of Combustibles, Mr. Mayor.

Mayor Ellenstein: There is a report here from the Bureau of Combustibles that says if they build a masonry building in the rear when the tanks are not in use—

Mr. Dougherty: That is right, we

re going to build a fireproof building in the rear.

Commissioner Murphy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented the application of Society of the Bibies Hospital, owner; for the construction and operation of a gasoline station including lubritorium and automobile laundry in a 3rd residence district; premises 171-177 Littleton Avenue; condition that automobiles enter this station by way of Thirteenth Avenue and leave by way of Littleton Avenue, with the flow of traffic; same to be constructed and operated in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending eight years from date hereof.

Mr. H. Andrew Moore: Mr. Mayor, this was laid over last week to give Commissioner Byrne the opportunity of going up to make an inspection. Commissioner Byrne is not here today, and I was going to suggest that I think it advisable to have it postponed for a week.

Dr. Christopher Reilly: It is quite a hardship on me. I have office hours on Wednesday afternoon and it is quite a hardship.

Commissioner Murphy: I move it be laid over for a week.

Commissioner Franklin: I second the motion.

Commissioner Murphy: The fact that Commissioner Byrne asked for

it and he is not here, and to give him an opportunity.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented the application of M. & M. Incorporated, owner; for the alteration and addition to present gasoline station in a 1st industrial district; premises 185-187 Pennsylvania Avenue; same to be constructed and operated in conformity with the rules of the Board of Adjustment; that all damage to the building at 183 Pennsylvania Avenue, resulting from the razing of the building at 185 Pennsylvania Avenue, be repaired by the applicant; such use to be limited to the period ending eight years from date hereof.

Mayor Ellenstein: Are the objectors here? This is a deferred matter. Is there anything to be added to what has been already said.

Mr. Irwin Goldfinger: I wanted to make an application, your Honor, to have this matter carried for another week. When it was originally set down two weeks ago your Honor suggested that due to the fact there were two members of the Board absent from that meeting, and we have that same situation today, and I think it ought to be considered by at least four members of the Board.

Mr. Paul Urban: No objection to that.

Mayor Ellenstein: It might be well to defer it for two weeks because Tuesday is Decoration Day, and possibly one other member of the Commission may not be present. So if there isn't any objection, suppose that be done. We are more likely to have a full Board here, or at least four

members of the Board of Commissioners present two weeks from today, instead of one week from today because of Wednesday following Decoration Day.

I will entertain a motion that this matter be deferred for two weeks.

Commissioner Franklin: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., May 23, 1939.

The Board of Commissioners of
The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928, (40; 55-59 Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*67-69 River Street; Nick Caputo; renewal of permit for automobile parking station; such use to be limited to the period of one year ending May 18, 1940;

*18 Park Street; Nick Caputo; renewal of permit for automobile parking station and one gasoline pump; such use to be limited to the period of one year ending May 6, 1940;

444 Central Avenue, Firestone Tire & Rubber Co., owner; in a 2nd business district the re-treading of tires.

Respectfully submitted,
Board of Adjustment.
R. B. Rankin, Secretary.

(These matter to be heard by the Board of Commissioners at its meeting of May 24, 1939).

Received, copy to be sent to each Commissioner and further action postponed for one week.

The City Clerk: There are three matters, two of which are renewals and can be disposed of at this time.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in the cases of the two renewals.

Commissioner Franklin: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Nick Caputo (Unity Building and Loan Association, owner); for the renewal of permit for automobile parking station; premises 67,-69 River Street; such use to be limited to the period of one year ending May 18, 1940;

the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Nick Caputo (Eleanor J. Irvine, owner); for the renewal of permit for automobile parking station and one gasoline pump; premises 18 Park Street; such use to be limited to the period of one year ending May 6, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

The City Clerk: Counsel for the Firestone Tire and Rubber Company asks for a suspension of the rules in the matter and asks that it be heard today.

Mayor Ellenstein: Are there any objectors?

The City Clerk: There were objections but they were removed before action by the Board of Adjustment. They all withdrew their objections.

Mr. Rankin: That is correct, Mr. Mayor. They were all satisfied.

Mayor Ellenstein: All the objectors withdrew their objections. I will entertain a motion that the rules be suspended in this case.

Commissioner Franklin: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Firestone Tire and Rubber Company, owner; for the re-treading of tires in a 2nd business district; premises 444 Central Avenue;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Municipal Board of Alcoholic Beverage Control

Newark, N. J., May 24, 1939.

Hon. Harry S. Reichenstein,
City Clerk,
Newark, N. J.

Dear Sir—

At a meeting held by the Municipal Board of Alcoholic Beverage Control on May 18, 1939, after a public hearing, it was unanimously decided to make the following recommendation to your honorable body:

That wives of holders of Plenary Retail Consumption License be permitted to serve alcoholic beverages to patrons between the hours of 7 A. M. and 6 P. M. on weekdays and from 12 noon to 6 P. M. on Sundays.

Very truly yours,
Harry L. Wagman,
Chairman.

Ordered filed.

Commissioner Franklin offered the following resolution

BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that under and by virtue of the authority of the provisions of the Alcoholic Beverage Law of the State of New Jersey, (Title 33, Intoxicating Liquors, Revised Statutes of New Jersey, 1937), the following regulations be and the same are hereby adopted:

"(a) It shall not be permissible for the holder of a plenary Retail Consumption License to allow or employ any female, except the wife of any such license holder, to tend bar, sell or serve alcoholic beverages to patrons, where the principal business is the sale of alcoholic beverages, provided, however, that the wife of such license holder shall be permitted to tend bar, sell or serve alcoholic beverages only during the hours from seven o'clock A. M. and six o'clock P. M. on week days, and from twelve o'clock noon to six o'clock P. M. on Sundays.

"(b) It shall not be permissible for the holder of a Plenary Retail Consumption License to allow or employ any female, except the wife of the holder of such license to tend bar, sell or serve alcoholic beverages to patrons directly over such bar, where the principal business is other than the sale of alcoholic beverages, provided, however, that the wife of such license holder shall be permitted to tend bar, sell or serve alcoholic beverages to patrons, directly over such bar, only during the hours from seven o'clock A. M. to six o'clock P. M. on week days, and from twelve o'clock noon to six o'clock P. M. on Sundays."

Any resolution inconsistent with the provisions of this resolution be and the same is hereby repealed.

Pearce R. Franklin
M. Ellenstein

Mayor Ellenstein: I assume there are some persons present who want to be heard on this resolution?

Mr. Sidney Simandl: I am speaking, Mr. Mayor, for most of the persons here—I believe all of them — these women who are in favor of passage. I did not know whether the Commission wanted to hear just a short history of why this resolution is necessary, but with your permission I would like to clarify the situation.

Mayor Ellenstein: Yes.

Commissioner Murphy: What is this resolution?

Mayor Ellenstein: A resolution permitting wives—suppose you explain it?

Mr. Simandl: From December, 1933 to September, 1934, all women were entitled to tend bar. That included

anyone. And in September, 1934, a resolution was passed by the Excise Board which prevented women, where the principal business was the sale of alcoholic beverages, from selling or serving behind bars. The Excise Board, however, interpreted the word "employee" to mean that any member of the family that did not receive any salary such as sisters, wives, mothers and daughters, were permitted to serve, and they so served for four years. There was no question raised whatsoever. About in November, 1938, Commissioner Burnett, in interpreting a resolution out of Paterson said, "I have a wife who is here serving a bar and I notice your resolution says that women cannot serve at a bar."

Well, the Paterson Board said the safe thing our Board would say, they interpreted the word "employee" to mean persons only receiving compensation. The Commissioner differed and said, "You will have to put it in writing and interpret the word "employee" and except the persons you want."

Mayor Ellenstein: You mean the City of Paterson?

Mr. Simandl: Yes, the City of Paterson. Counsel to this Board, Mr. Sugrue, then called the Board's attention to the fact that our set-up was the same way and that Commissioner Burnett at some later time might make the same objection. He called it to the Board's attention. The Chairman said, "Well, draw it and put it in writing; that is our opinion." That applied to all women—I mean members of the family.

I came before this Board six months ago—I mean the Excise Board—and I have been there every single week having hearings, and we had a couple of hundred down here a few weeks ago. And finally the Excise Board did draw a recommendation unani-

mously recommending the resolution as here today.

However, the Tavern Association feels friendly towards the Bartenders, realizing the compromise they asked that only the wives of licensees could sell and no other members of the family. And that is a short history and resume of the situation.

I think it is a fair resolution and one where a wrong should be righted because a lot of these people did go in the business with the understanding that their wives would help them and now they are in a position where they cannot, by reason of the interpretation of the Board and Commissioners. They are placed in a position where they might have to close their business.

Mayor Ellenstein: They are subject to a violation without the resolution?

Mr. Simandl: Yes. And I might say, some of them feel the Board did not go far enough, but they are willing to go along.

Mayor Ellenstein: Is there any person who wishes to be heard in opposition to the resolution?

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Murphy: Did I understand you to say the bartenders had no objection?

Mr. Simandl: They did object to them serving at all hours and the Board compromised the proposition.

(Discussion between Mr. Simandl

and Commissioner Murphy out of hearing of stenographer.)

Commissioner Murphy: That is what I mean, it has been agreed to.

Mr. Simandl: They are not here. They have read about the compromise in the paper and they are not here. I think very bartender walked out but one. They are not here today and they know it is coming up. There has been no objection since the compromise and this recommendation was passed unanimously by the Board. And it has been going on for six months.

Commissioner Murphy: This is the first I heard of it.

(Further discussion between Commissioner Murphy and Mr. Simandl out of hearing of stenographer.)

Mayor Ellenstein: This is a lien in your department?

Commissioner Murphy: Yes. That was referred to the Law Department and drafted by them.

Mayor Ellenstein: There aren't enough details here on which you can make a decision. It simply says, "The alleged owner of said premises during the period said water is alleged to have been used, he had no knowledge of the water being used. There ought to be something more definite as to whether he did not know who used the water, whether the property was unoccupied, whether there were any tenants in possession, whether he was collecting rent. And the Law Department should give those details. Mr. Kane, do you know anything about this water adjustment?

Mr. Kane: I think Mr. Cantapulo took it up with the Water Department and had some correspondence with them. It is one of those bills where

the Water Department tried to assess.

Mayor Ellenstein: Usually before it is placed in Director Murphy's department and have a lien against the property, six months must elapse before that is done, and if there is any claim by the water user that he had no knowledge of the water being used, there is an adjustment board composed of Mr. Judson, Mr. Costello and Mr. Banks. I think we ought to have more details on this as to the claim made by the water user. It does not even give the date. It just says on the books of the City of Newark a charge of \$398.48. We certainly ought to have the date this bill was incurred and more details, too.

Mr. Kane: I didn't handle this matter.

Commissioner Murphy: Lay it over for a week.

Mayor Ellenstein: I think it ought to be returned to the Law Department for more details as to who did use the water and under what circumstances the water was used; whether it was vacant property; whether there was a tenant in possession or what the circumstances were surrounding it.

If there is no objection it will be returned to the Law Department for a more detailed report.

(Laid over to May 31, 1939).

Commissioner Murphy: I would like to have it (referring to resolution number 4889) laid over for a week.

Mayor Ellenstein: It has already been passed.

Mr. Simandl: I understand under a new ruling it has been passed.

Mayor Ellenstein: There isn't any new ruling. Under the act under which the City Commission functions it is a majority of a quorum.

Mr. Simandl: That is a recent decision.

Mayor Ellenstein: Yes, but it was an interpretation under the Walsh Act.

Commissioner Murphy: At the same time, on the record I asked for a delay of one week.

Mayor Ellenstein: Supposing you be recorded as not voting and asking for an adjournment of one week.

Commissioner Murphy: I move we adjourn to Saturday morning, May 29, 1939, at ten o'clock.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

M. C. ELLENSTEIN
VINCENT J. MURPHY
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., May 27, 1939.

An adjourned meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 10 A. M., Daylight Saving Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioner Duffy.

Mayor Ellenstein: The purpose of this meeting is to act upon the Budget in pursuance to the approval of the Budget by the Local Government Commissioner, Mr. Darby.

I think you have a report to make, haven't you, Director Murphy?

Commissioner Murphy: Only on the changes that have already been submitted to the Commission here that that I think should be passed and acted upon, and any comment the Commission has got to make in reference to the demands by Commissioner Darby to me, certain changes in the Budget I think should be brought up and acted upon.

Mayor Ellenstein: There are two large items, as I understand: one, Mr. Darby contends that \$1,495,000 more—is that the exact figure?

Commissioner Murphy: That is right.

Mayor Ellenstein: (Continuing) — be placed in the Budget because of the vast commitments that have been made up to the present time. Now, in the informal discussion of the Commissioners and the Law Department, it is the belief of the Commission

that this item should not go in the Budget, particularly so at this time when the taxpayers are hard put and unable to carry the burdens now upon them. And it is the thought of the Commission to dispatch a telegram to the members of the Local Government Board, which is the appellate board, for an opportunity early next week—Monday, if possible—to appear before that Board and set forth all the reasons, legal and otherwise, why this appropriation should not be made in the Budget. It would increase the tax rate by more than twenty-five points to do that. The Commission believes that there is no legal or moral justification for saddling the taxpayers in this city with that additional amount at this time.

The Legislature has taken no definite action; it is uncertain how much the Legislature will contribute for relief to the respective municipalities.

I have a letter here, which I will ask the Clerk to read, which comes from the Executive Secretary of the League of Municipalities, it points out that last year the municipalities throughout the State were called upon to contribute \$4,000,000. This year the Legislature, based upon press notices, intends to double that amount, to increase it by one hundred per cent. So, in other words, the municipalities throughout the State will be called upon to contribute \$8,000,000 instead of \$4,000,000 for direct relief. Certainly the municipalities, and the taxpayers of this City particularly, are in no better position this year than last year. If anything, the situation is worse. And the Legislature should do its full share towards alleviating the burdens of the taxpayers.

So I will have the letter read so

the full context may be brought to the attention of the Commission and those assembled here.

The Clerk then read the communication as follows:

NEW JERSEY STATE LEAGUE OF
MUNICIPALITIES
Trenton, New Jersey.

May 26, 1939.

My dear Mayor:

The House of Assembly has apparently decided on a relief program which will provide a State contribution of \$12,000,000 for the current year. Total costs of relief exclusive of administration are estimated at \$20,000,000. Under the circumstances municipalities would be expected to contribute \$8,000,000 collectively. This would represent an increase of approximately \$2,800,000 over that which the Legislature finally determined we were to pay toward the costs of 1938 relief.

Early last year we were given to understand that our collective contribution would be \$4,000,000. The proposed \$8,000,000 contribution for the current year doubles this amount. Such a plan is certain to seriously burden your taxpayers.

We suggest that you immediately send a telegram to Senate President Robert C. Hendrickson, Woodbury, N. J., explaining just how the proposed increase in the municipal contribution would effect your tax rate. In the meantime similar information should be furnished your own State Senator. We believe concerted action will cause the Legislature to see our viewpoint.

Trusting you will act immediately

and with kind personal regards, I remain,

Very truly yours,
S. S. Kenworthy,
Executive Secretary.

Ordered filed.

Mayor Ellenstein: I would suggest that the Corporation Counsel be asked to communicate with the Legislative representative of the City, and a telegram go forward to the Senator from this county and the twelve Assemblymen to the President of the Senate, together with the Governor, pointing those fact out and the serious situation which confronts the taxpayers of the City.

Commissioner Murphy: I have no objection to that. In fact, I do not mind saying I have been a little bit leery about this relief situation, I guess like the majority of us have, and that was one reason why, as the fiscal officer, I made a number of recommendations which the members of the Commission think they are not able to carry out; but at the same time, we are faced with this serious situation now of adding this additional amount in there, and I think any appeal that can be made to the Legislature to try to assume a proportionate amount of the share of this relief, or some proportionate amount as they have settled in 1938, should be made.

And I am quite in accord with the letter in order to not overburden the municipalities throughout the State with any forty or fifty per cent. tax on relief. I do not think it is fair; I think it is unwise of the Legislature in acting the way they are in passing the buck to the municipalities to carry practically all of this big load. So I think we should make a demand on the Legislature for them to take some definite action in assuming the responsibility that they

have on the balance of 1938, which I think was about twenty-five per cent., wasn't it?

Mayor Ellenstein: Approximately twenty-five per cent.

Commissioner Murphy: Which was even increased over that which they originally started with in 1938.

Mayor Ellenstein: Originally the municipalities were to contribute \$4,000,000. Now, this contemplated forty per cent. would double the amount or increase it by one hundred per cent. Of course, Newark would feel the full burden of that because we have a large relief load in this city.

Commissioner Murphy: What do you want now?

Mayor Ellenstein: A motion that a telegram be sent and that the Corporation Counsel and Legislative representative be instructed to send such a telegram to the Assemblyman, State Senator, President of the Senate, and the Governor. And incorporate in that motion that a proper resolution be forwarded at the same time with the telegram. When such a motion is made, the resolution can accompany it.

Commissioner Murphy: I so move you.

Commissioner Byrne: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: Now, the next order should be a request to Mr. Darby in seeking an early meeting with the Local Government Board.

Commissioner Murphy: How about the resolutions?

Mayor Ellenstein: I think we ought to dispose of this and get the telegrams out as soon as possible to the Local Government Board.

In pursuance to Director Murphy's report as to demands made by Mr. Darby, there is, of course, the Local Government Board, which is the appellate forum for any controversies that arise in the preparation of the budget or matters such as emergency resolutions, and some latitude is given to municipalities, with the consent of the Local Government Board, which is the appellate forum from the decisions of Mr. Darby. And it should be well to meet with this group as soon as possible. A telegram should go forward to Mr. Darby, as Chairman of that Board, requesting that the Board be called at a meeting on Monday, if possible. And a copy of that telegram should go to the other members of the Board.

A motion would be in order that such a telegram go forward so that the City Commission can meet with the Board, and uring a prompt reply.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy: I think you have a question on that \$82,000 item.

Mayor Ellenstein: Yes, both of those questions. That has been crossed off the resolutions now presented, that \$82,000 in conjunction with the relief item.

Now, who will undertake to send these telegrams?

Commissioner Murphy: I will.

Mayor Ellenstein: All right, Director Murphy will send the telegrams. Here is a list of all the members of the Local Government Board and urging an immediate reply and a prompt meeting.

Commissioner Murphy: For Monday, if possible, or as soon thereafter.

Mayor Ellenstein: Now, there are resolutions on some changes in the budget.

Commissioner Murphy offered the following resolution:

WHEREAS, in the Budget as advertised and as heretofore adopted in prior years there was contained various Non-Departmental or Inter-Departmental appropriations; and,

WHEREAS, the Commission of Local Government has recommended that appropriations made should be contained under one of five headings, to wit: one of the five major departments in which the functions of the City are distributed; and,

WHEREAS, there are outstanding in the Budget as advertised and not contained within any one of the five departments appropriations to cover payments due under contractual obligations made by the City, and also current and continuing expenses in connection with the functioning of the City;

NOW, THEREFORE BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the appropriations appearing in the Budget for the year 1939 be distributed and placed in and under one of the major departments above mentioned; and,

BE IT FURTHER RESOLVED, That the item for "Newspapers — \$500.00" be placed in the Budget under the heading of the Department of Public Affairs;

BE IT FURTHER RESOLVED, That the item for "Stenographic Work \$2,000.00" be placed in the Budget under the heading of the Department of Revenue and Finance.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

Mayor Ellenstein: As far as I understand, that meets the suggestion and requirements by Mr. Darby?

Commissioner Murphy: That is right.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, the Board of Commissioners of the City of Newark deem it advisable to reduce certain items of appropriations in the Department of Public Affairs;

THEREFORE, BE IT RESOLVED, That the consent of the Commissioner of Local Government is hereby requested to make the following changes:

Bureau of Streets:

Other than Personal Services

From\$153,625.70
To 148,625.70

Public Lighting:

Other than Personal Services

From\$399,965.00
 To 388,230.00

Industrial Commission:

Other than Personal Services

From\$10,000.00
 To 5,000.00

Newark Labor Relations Board:

Other than Personal Services

From\$5,640.00
 To 2,375.00

M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 Pearce P. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, the Board of Commissioners of the City of Newark deem it advisable to effect certain changes in the 1939 Budget;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the Commissioner of Local Government is hereby requested to give his consent to the following changes:

	From	To.
Deficits and Statutory Expenditures:		
Interest on Taxes Refunded in 1938 .....	.....	\$ 1.78
Refund of Canvas Cover Deposit .....	.....	20.00
Loan to Newark Housing Authority .....	.....	5,000.00
Surplus Revenue—Non-Cash:		
As shown in Resolution No. 4774	538,676.38	543,698.16
Municipal Debt Service:		
Interest on General Bonds (As effected by Resolution No. 4738)	3,519,918.76	3,515,318.78
Article VI School Debt Service:		
Interest on School Bonds	751,035.50	755,635.50
State School Tax	2,541,920.14	.....
Soldiers Bonus Tax	173,190.65	.....
State Taxes .....	.....	2,715,110.79
Municipal Debt Service:		
Interest on Notes	42,400.00	.....
Interest on Bonds Issued in 1939 .....	.....	42,400.00
Interest on Current Loans	12,075.00	.....
Interest on Bond Anticipation Notes .....	.....	12,075.00

	From	To
Appropriations for Dedicated Revenues:		
Bureau of Water		
Sinking Fund Requirements	45,746.05	43,808.92
Serial Bond Payments—New Bonds	7,125.00	.....
Down Payments on Improvements .....	.....	12,003.05
Other than Personal Service		
(As shown in Resolution No. 4737)	253,839.00	250,928.08
Miscellaneous Revenues Anticipated:		
Leases and Rentals of City-Owned Property	144,700.00	147,906.84
Special Revenues to be Allowed by Commissioner of Local Government:		
Leases and Rentals of City-Owned Property	12,101.25	8,894.41
Department of Public Safety:		
Fire Division		
Other than Personal Service		
(As shown in Resolution No. 4736)	128,025.00	110,025.00
Deficits and Statutory Expenditures:		
Judgments		
(As shown in Resolution No. 4864)	11,208.08	8,754.37
Judgments (Section F) .....	.....	2,454.61

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: I understand that resolution in its original form was suggested by Mr. Darby, and contains a number of items which do not in any wise affect the tax budget, with the exception of the two items, increase of relief \$1,495,000, and increase of the Down Payment on bonds issued of from \$18,000 to \$182—

Mr. Leon Krantzohr: \$148.

Mayor Ellenstein: In that Mr. Darby requests an increase, notwithstanding the fact there is \$82,000 available on down payments for bonds. He is rather insistent that that amount be put in, and also that perhaps in compliance with the law that \$50,000 additional, in order to carry out the true letter of the law, that that \$50,000 be included. But at any rate, it seems as though the \$82,000 should be deducted. And those two items have been crossed out. So that the resolution in its present form does not increase the tax budget whatsoever, but just the question of allocating certain amounts under other headings and other classifications, so there is no reason for reading the resolution in full. That is stating it correctly?

Commissioner Murphy. Only to sign it. Has it been signed?

Mayor Ellenstein: Yes, the resolution has been signed, and those two items have been initialed by the Commissioners to show that the signatures apply to those erasures on the resolution.

Commissioner Franklin: I notice in your department you are requesting the Local Government to approve?

Mayor Ellenstein: Yes.

Commissioner Franklin: I have been unable to prepare such a resolution because there is one item at least and that is one of \$43,000 that is in the Law Department—

Mayor Ellenstein: Let us dispose of these resolutions. You haven't that resolution present?

Commissioner Franklin: No.

Mayor Ellenstein: There cannot be any action on the Budget, at any rate, until Mr. Darby approves it.

Commissioner Franklin: Then it is not necessary this morning that those things be done?

Mayor Ellenstein: No.

Mr. O'Brien: That can be done Wednesday.

Mayor Ellenstein: That can be done either before or after Mr. Darby approves of the Budget. But the Budget cannot be adopted today under the law until Mr. Darby approves it.

Commissioner Murphy: Certifies it.

Mayor Ellenstein: Certifies it.

Mayor Ellenstein: Now, your matter, if you want to take it up today, or you can leave it until after.

Commissioner Franklin Well, the matter of the Law Department. There is an item of \$43,000 which appears in the Law Department Budget, which likewise appears in the Budget of the Department of Revenue and Finance. Am I correct about that, Director Murphy?

Commissioner Murphy: That is right.

Mr. O'Brien: As to \$35,000.

Commissioner Murphy: One is \$35,000 for foreclosures and one is \$8,000 in the Board of Local Improvements, if that is what you have reference to.

Mr. O'Brien: Yes.

Commissioner Franklin: I think we ought to determine now which Budget that item should remain in.

Mr. O'Brien: May I say in connection with that, as far as the \$8,000 item, that is just put in as a reminder of the situation so that it should not afterward be said the Law Department should have included it. And I think Director Murphy has included that in his Budget, so in a communication I sent to the Commissioners I said that should be properly in that Department and is out of the Law Department Budget.

Mayor Ellenstein: That dispenses of that.

Mr. O'Brien: As to the \$35,000, that is the item was put in the Budget of the Department of Revenue and Finance in connection with tax foreclosures. At that time I said it should be put in the Law Department Budget, because ours was the only department that could authorize the expenditures of any such moneys. And your thought then was to have a great many foreclosures instituted at once, that it was necessary to do that,

if you asked to have that much money to accomplish that.

Well, the Law Department has expressed itself for a long time that it would handle many of these foreclosures as well as it could along with its other work, and it certainly could handle a reasonable number of them filling in other work with tax foreclosures. So my thought was this year, in view of the fact, apparently there isn't any great emergency for foreclosing all those tax certificates, because during the last year we were not asked to foreclose any, to take that \$35,000, which I think was improperly committed in the Department of Revenue and Finance, throw that into the general surplus, which would make \$35,000 less to put in the tax levy, and then put \$12,500 or \$15,000—probably \$12,500 would do, because we only have part of the rest of the year to carry on, into the Law Department budget to pay for those costs, and the only costs we need in connection with that, the cost of doing that work would be the usual cost of the search, which I think usually is around ten or twelve dollars, and you have to pay \$25 when you file your bill with the Clerk in Chancery.

I spoke to Commissioner Darby and asked him if we could not put say \$2,500 in, and then use the money that came in—

Mayor Ellenstein: Rotate the thing?

Mr. O'Brien: Rotate the thing. I told him I know it was contrary to a ruling he had made a number of years ago in connection with another municipality and discussed with him if we could not do it in our case. However, he said he could not relax the rule, and he has a sound basis for his decision. If we did what I suggest we would then be in the position of the \$35,000 going back into general surplus, and only \$12,000 going in our

budget and we could save the difference. There is, however, one other item in my budget—

Mayor Ellenstein: You are suggesting that the appropriation of \$35,000 be reduced to \$12,000?

Mr. O'Brien: To \$12,500. Actually it is not an appropriation in Director Murphy's Budget this year for the reason it was in last year and he held it over.

Mayor Ellenstein: The tax levy would be reduced by \$23,000?

Mr. O'Brien: By removing that from that position into general surplus of the City and then putting \$12,500 in—

Mayor Ellenstein: As an appropriation.

Mr. O'Brien: As an appropriation, you would have a net saving in the levy of the difference between \$35,000 and \$12,500.

Mayor Ellenstein: Or \$22,500.

Mr. O'Brien: That is right.

Mayor Ellenstein: That would be the net saving in the tax levy?

Mr. O'Brien: That is right.

Mayor Ellenstein: Is there any objection to that?

Commissioner Murphy: In the Law Department's Budget?

Mr. O'Brien: Yes, because after all, the Law Department, as I stated last year—

Commissioner Murphy: There was quite a discussion, the members of the Commission will recall, a year ago, and it was decided by a majority of the members that the foreclosure

money of \$35,000 should be set up in my Budget, and later on in the year the Commission by a vote of four members of the Commission gave me authority to proceed. I don't think I have to go into the history of that whole thing, but there was quite a little interference all during the course of time, and the Law Department hadn't done anything at all in reference to foreclosures, even foreclosures that had been carried over from the old administration, to my knowledge. These properties have been accumulated, and I am proceeding, and the money has already been committed. It has been carried over as a reserve against commitments, because these foreclosures, there have already been assignments made, and I do not see what can be done insofar as that item is concerned outside of leaving it remain exactly where it is so I can go ahead and proceed and have these properties foreclosed so that they can be turned into income producing ratables instead of standing the way they have for a good many years with the City paying county and state taxes on them and nothing at all being done. And I personally feel that the majority members of the Commission's action should stand the way it is and the item should be stricken out of the Law Department's Budget.

Mr. O'Brien: May I say this: with reference to the old foreclosures: when I first came in Mr. Castellano had handled them, and he asked my permission to continue. He said he wanted to continue—

Mayor Ellenstein: Mr. Castellano is in Director Murphy's department?

Mr. O'Brien: Yes. And he asked permission to continue the ones instituted and then pending, and I gave my permission to use my name and have my name substituted as attorney of record and continue those, as to any others I have told the Director, and I think in several communica-

tions, if my recollection is correct, at all time the Law Department has stood ready to proceed with any foreclosures that were sent to us for foreclosure, and we would get them out as fast as we could.

With reference to the commitments, I told the Commission at that time, and I think since that time, that no commitments could be made on that \$35,000 fund, under the law, without having directed those commitments as Corporation Counsel and made those commitments by reason of the status of the law of this State. And in discussing the matter with Commissioner Darby when I was taking up some other matters with him, he indicated he agreed with me that the money could not be properly considered as committed money because I had not taken any steps to put such commitments in force and effect. And as a matter of law it is my opinion, I told the Board of Commissioners, it stands as money that should have gone into the general surplus, having never been expended or never been properly committed during the past year.

Commissioner Murphy: If there will be anything left out of the \$35,000 it will be carried over into the surplus of next year.

Mr. O'Brien: It should have been in this year's surplus.

Commissioner Murphy: Well, of course, that is a matter of opinion. You are counsel, you are giving your opinion, and it is your own opinion, and you give it from a legal standpoint.

Mr. O'Brien: All right.

Commissioner Murphy: I do not feel as though it should. I think the majority of the Commission gave me the right to carry this over as a reserve.

Mr O'Brien The very fact that these foreclosures have not been proceeded with is proof of the fact that these attorneys doing the work recognized my statement of the law that it is the law.

Commissioner Murphy: I don't think that is correct; they differ.

Mayor Ellenstein: The point is, here are 2500 to 2700 pieces of property that are subject to foreclosure and should be foreclosed, otherwise it is prejudicial to the interests of these taxpayers who are paying the taxes. Nothing has been done all last year, and I particularly have in mind a man that appeared or an ordinance was presented to the City Commission, and did not pass, fortunately for the City, who did not have a mortgage on his property and owned taxes for ten years. Now, there is no reason or no excuse for that, and everything should be done just as you yourself say to put those back into the ratables, at least so that the City does not have to pay any county taxes on them. Now, the City is carrying those 2700 pieces of property and paying county taxes and getting no revenue at all for it.

Now, there wasn't a single foreclosure last year. Mr. O'Brien says that under the law nobody can foreclose without the consent of the Law Department, and that is by a special act of the Legislature.

From what little I know of the law I think he is right in his contention,—at any rate, nobody has come forward and refuted his opinion of the law. All I am concerned with are results. Mr. O'Brien now makes the suggestion that for \$12,500 he will be able in his Law Department, without increasing any expenditures, and they have endeavored to do whatever they can in the Law Department and there would be a saving in the tax levy of this year of \$22,500. Now,

it doesn't make any difference whether that goes into the surplus or whether it is dropped. It certainly can go into general surplus and the surplus increased by the amount, and the net result is that the taxpayers of the City will not be called upon to pay \$22,500, and will likely get results because then the Law Department will be saddled with that responsibility, and if there aren't any foreclosures at the end of the year, as there weren't during the last year with that \$35,000 in the budget, the Law Department will then be called upon to answer. Now we are stagnated, we are not helping the taxpayers, we are not helping the City by what appears to be a matter of technicality. What we should be concerned with is results and the effect it produces on the taxpayers.

Commissioner Murphy: We are not stagnated as far as I am concerned, and there is no technicality as far as I am concerned, because I am proceeding right ahead and going right ahead with the foreclosures and there will be results. These properties have been accumulated before my time, Mr. Mayor—

Mayor Ellenstein: I realize that.

Commissioner Murphy (continuing) over a period of years and their people did nothing at all about it. It took considerable time before the Commission finally—I think it was around last August or July, whenever it was, they gave me full authority to proceed, and I believe and endeavored to carry out and give every property owner that had any equity if they wanted to preserve that property an opportunity to preserve it before I would be a party to try to take away that home or that property from them. Therefore, they were given an opportunity to come in and go on a monthly installment plan. Some of them have and are now paying on the installment plan. Those that are not we

are now proceeding to assigning these; they have been assigned to different lawyers to proceed to foreclose with those different properties. That is in the course of procedure going right on at the present time, and more quick action will be shown now than there could have been before. After all, no one could come in here over night and be able out of 2700-odd pieces of property that have been laying around for years and nothing done, to get them altogether and get into it and make sure they would try to treat everybody right. It was impossible to do that over night due to the fact a number of obstacles were put in my way.

Mayor Ellenstein: I did not attend the Commission meeting when that resolution was passed by a majority of the Commission. But that resolution, as I understand it, that would cost the City over \$200,000 because it gave you authority to engage attorneys, and I believe—I am not certain about the terms, but at a rate of \$75 a foreclosure. The Federal Home Owners' Loan Corporation only pays \$50 a foreclosure. Mr. O'Brien makes this statement and says that no outside attorney can represent the City without his authority. That is definite as to the law. Secondly, he offers to do the work and suggests that only \$12,500 be put in the budget for that purpose and not \$35,000. Now, there is a technicality there. Mr. O'Brien says, and he is the legal representative of the City, that it cannot be done through any other sources except by designation of the Law Department—meaning, of course, himself, the Corporation Counsel. The law seems to be clear and explicit on that point. But the point is, we are getting nowhere. A whole year has elapsed and nothing has been done. It is not necessary to accumulate 2,700 pieces of property, because obviously you cannot foreclose on them all at one time. You take those cases where you are certain people are nev-

er going to redeem the property, and certainly there must be hundreds of those, and get those out and foreclose them, perfect title and, if necessary, get them back in the ratables by selling them, and perhaps an improvement will come upon them. But to keep those properties in the present state—I am not blaming you for the ten years of this one property that came to my attention. But here is a man who hasn't a mortgage on his property and hasn't paid a cent of taxes for ten years. There is no reason for that. Eventually, if he continues like that, the lien will be much more than what the property is worth, if it isn't already, and the City suffers. There is no reason why a man should not pay for taxes on his property for ten years who he hasn't even got a mortgage on it, and other taxpayers were heavily mortgaged and made an effort and do pay their taxes where they possibly can. There must be other similar properties like that.

Mrs. Leo Hopp, 140 Orange Street: Our Law Department costs the City of Newark a pretty penny. I personally think if our Law Department is not capable of handling what it should handle we should do without a Law Department. I have no objection to hiring lawyers; they have to make a living, too; but I do not see why we should have a Law Department and then pay for extra lawyers to do work. I cannot conceive of anything like that.

Mr. Murphy, the Essex Troop, that is a privately organized corporation on Roseville Avenue, and I understand they haven't paid their taxes for the last ten years. Does that belong under the jurisdiction of Newark or is that the State?

Commissioner Murphy: The State.

Mr. O'Brien: Part of it, I think, is private property there.

Mrs. Hopp: I think Colonel Ballen-

tine is the head of that and it is enjoyed by the wealthy, and I do not see why they cannot pay their taxes as well as anybody else. They have horse shows and polo games and they enjoy that and they pay no taxes. Why don't you foreclose on them?

Commissioner Murphy: Last year I did go after them on that and it was laid over through the request of the State officials in order to try to bring about a settlement of that between that period last year when we had advertised the tax sale and the present time. So that there have been negotiations going on in order to try to bring about a settlement of those taxes.

Mrs. Hopp: Well, it should be settled by all means, because that is unfair to the other taxpayers. Don't you think to allow a thing to go like that for ten years is wrong for the taxpayers?

Commissioner Murphy: It is.

Mrs. Hopp: As I say, they have horse shows enjoyed by the wealthy people. Why shouldn't they pay their just deserts? If they can afford that, they can afford to pay taxes.

Commissioner Murphy: I am negotiating that.

Mrs. Hopp: Well, you just get after them and do that.

Commissioner Murphy: The City has already in numerous cases, the Board of Commissioners has already employed special counsel and instructed the Law Department in reference to special counsel, and there is nothing new about the Law Department having instructions from the Commission.

Mayor Ellenstein: That is always with the Law Department's consent and suggestion.

Mr. O'Brien: At no time has the Law Department ever said it would not gladly go ahead with all the foreclosure cases sent to it that it could possibly do. The only thing I said was, when 2500 cases were mentioned, that we could not do them all at once as apparently they wanted to. But with a year elapsed we could have done hundreds of them.

Commissioner Murphy: Why didn't you do what you had carried over from the last administration?

Mr. O'Brien: Those were in charge of your department and—

Commissioner Murphy: They were not.

Mr. O'Brien: They were before that and permission was given by me to Mr. Castellano to go ahead and use my name.

Commissioner Murphy: I am satisfied if you had carried the 2500 here another ten years I would not get rid of them. As far as I am concerned, that is the way I feel about it, and unless this Commission authorizes otherwise the \$35,000 is going to remain in there and I am going ahead and clean this job up that is badly needed.

Mrs. Hopp: We pay a big price for the Law Department and if they are not capable of handling things, out they should go.

Mrs. George Varley, 29 Hudson Street: May I ask how many lawyers there are?

Mr. O'Brien: Seven Assistant Corporation Counsels.

Mrs. Varley: And nothing done in a whole year?

Mr. O'Brien: They haven't been sent

to us. We cannot do a thing until they are sent to us.

Mayor Ellenstein: Just the same as any other Commissioner has a matter in his department, he turns it over to the Law Department.

Mrs. Varley: A whole year and you know there are a lot to be done. You have seven lawyers. Why can't they do it?

Mayor Ellenstein: Mr. O'Brien is trying to explain that by saying they were not referred to his department.

Mrs. Varley: You had some.

Mr. O'Brien: If they are sent to us we take care of them. They have not been sent to us. We cannot go down and tell the Commission what to do in his particular department.

Mrs. Varley: Why didn't you send them to him?

Commissioner Murphy: They have already been there from the old department.

Mrs. Varley: If you are the new Commissioner you should have sent them to him?

Commissioner Murphy: They were in their department from the old Commission.

Mrs. Varley: But when you took office you should have sent them to him from your organization. You had better send them to him and get them cleared up.

Mayor Ellenstein: Mr. O'Brien is now suggesting a saving of \$22,500, and also says that it cannot be legally done by any lawyers appointed by you. Now, that stagnates the whole thing, it stymies it. There won't be anything done. He is suggesting a saving of \$22,500, and suggesting that

as fast as you can send them to him, those properties which you in your opinion think ought to be foreclosed, that they will proceed to do it as rapidly as they can.

Commissioner Murphy: Well, there will be no saving by them, that is my opinion, and I am not, as far as I am concerned, going to approve it to have the saving. The experience I have had so far, I haven't any confidence in them, and they have not been any too much right on anything that came up here of importance that I have questioned.

Mayor Ellenstein: Well, that doesn't make it so.

Commissioner Murphy: After all, the majority members rule.

Mayor Ellenstein: That is true. I am trying to reason with you. The suggestion is made that \$22,500 be saved the taxpayers in this year's levy. Certainly, every dollar counts these days, and the suggestion is made that it can be done by the Law Department. Mr. O'Brien, as I understand, asks you to send those cases to him. During the year that you have had it since the resolution has been passed, which resolution gave you authority—and as I said, and I want to repeat, I was not present, because I certainly would not have stood for any resolution like that to pay a lawyer. I like to see everybody get along, but under that arrangement it would cost the City more than \$200,000 to clean out those foreclosures.

Commissioner Murphy: You stood for resolutions to pay for other lawyers.

Mayor Ellenstein: Certainly, where it was to the interest of the City. I stood for a resolution to employ Mr. Lane, and I stood for a resolution to employ Mr. Matthews who defended the tax assessment of eleven insur-

ance companies, the Public Service and the Telephone Company. But I did not stand for any resolution where an employee of the City could represent a taxpayer and be paid on the contingency if he reduced the taxes for the aggrieved taxpayer he would be paid, like you did, selecting Puder and Puder to be employed by the Telephone Company, which amounted to \$585,000 in tax dollars.

Commissioner Murphy: Which did not cost the City a cent.

Mayor Ellenstein: It didn't? Just \$580,000 that is all. And I am preparing the letter right now.

Commissioner Murphy: Why don't you answer it instead of trying to throw a smoke screen out?

Mayor Ellenstein: I will answer it.

Commissioner Murphy: Why inject that when you haven't even answered it?

Mayor Ellenstein: You say I stood for the appointing of others. So I have, with justification; but I can see no logical justification for this. Here is an offer to save \$22,500 for the City an offer to clean up these matters that should be cleaned up and which is to the detriment of every taxpayer here. There are 2700 pieces of property that should be foreclosed, the people have not paid taxes on it anywheres from four to ten or twelve years. No logical reason why it should be held in abeyance and at the same time the taxpayers pay the county because they are carried not as the property of the City, but as a delinquent taxpayer, so the contribution has to be made by the local taxpayers to the county. I see no objection, particularly so when the work can be done so much cheaper and for less money and there isn't any resolution that authorizes Mr. O'Brien or anyone else to engage attorneys at \$75 a foreclos-

ure like the resolution you had passed during the meeting I was away authorizing you to do that.

Commissioner Franklin: Mr. Mayor, to bring this to a close, in view of the fact the Corporation Counsel expresses a saving of twenty-some-odd thousand dollars—

Mr. O'Brien: There was one other item—if you want to dispose of that—

Commissioner Franklin: I move you that the Law Department budget be decreased to \$12,500 instead of a decrease of \$43,000.

Mayor Ellenstein: Decreased to \$12,500.

Commissioner Franklin: He had the item of \$43,000 in there. Now he says eight can come out and that he can do the whole thing for \$12,500, is that right?

Mr. O'Brien: That will take care of all necessary costs as much as we could possibly do for the remainder of the year. And incidentally, that money will come back to the City because those costs come back to us; they are not like fees.

Commissioner Franklin: Those are court costs?

Mr. O'Brien: Yes. They are not like fees paid to an attorney for doing the work. In fact, we get it back together with additional costs.

There is one other item that is included in that, the item of Legislative Agent which was in Director Murphy's budget last year—legislative expenses, including Legislative Agent, of \$7,500 in the Department of Revenue and Finance last year. The Commission passed an ordinance which transferred that from the Director of Revenue and Finance's Department to the Law Department.

Now, I don't know what amount you intend to put in on that, but that amount will have to also come out of that \$43,000 before you reduce it. After all, it is just shifted from one department to another. I don't think you have to put in that full amount.

Commissioner Franklin: I want to be able to make a motion on the exact figure.

Mayor Ellenstein: I don't think your motion goes far enough. In order to accomplish the saving of \$22,500, your motion should include that the \$35,000 in Director Murphy's budget, which is appropriated for these fore-closures, be placed in the general surplus so that it is reflected in the tax levy, a saving of \$22,500. That disposes of the item, both of which appear in those respective budgets.

Commissioner Byrne: I am not sure how there is a saving. Hasn't this money been committed?

Mr. O'Brien: No, sir, it was not committed and cannot be committed without my consent.

Commissioner Byrne: Wasn't it in last year's budget?

Mr. O'Brien: Yes, in Director Murphy's budget. However, not a single penny of that could be spent except by my hiring the individuals. I never saw the need to hire individuals; cases were never sent to me for hiring; they never were hired. And not having been committed, that money stands in the budget as an uncommitted fund and should be placed in the general credit of the City in the general surplus. It was not. The effect of the motion would be to take it from where it is and put it where it should be, in the general surplus of the City, which would put \$35,000 there, thereby making an offset of \$35,000 against what you have to spend this year.

Commissioner Byrne: On that resolution that was passed—

Mr. O'Brien: I ruled that resolution was illegal and could in no way bind the City.

Commissioner Byrne: But it was actually passed.

Mr. O'Brien: But the resolution was invalid.

Commissioner Murphy: The budget was approved by the State.

Mr. O'Brien: Yes, the money, they could put this money in any one of the five budgets, but, of course, the Law Department is the proper place, but no matter where it was it could not be spent without my making the commitment and I did not make the commitment.

Commissioner Murphy: The same argument was used at that time, and still all the majority members of the Commission felt it should be put into this department because they wanted the Director of Revenue and Finance to handle it.

Mr. O'Brien: I am not asking for the work, I am just making my position clear before the Commission. And we have stood ready for more than a year and a half to do this work, as much as we possibly can. We still stand ready to do it. If we do it, it will constitute a substantial saving to the taxpayer and it will effect this particular budget this year to the extent of \$22,500.

Commissioner Murphy: To me that is not so and there won't be any saving to the taxpayer. In fact, to my own opinion it will cost the taxpayers a whole lot more if it is left to the Law Department to do it. That is my opinion, and I am standing on it. What right have you got to say—

Mr. O'Brien: It is very simple. If the Law Department members were paid to do the work you do not pay outside counsel to do it.

Commissioner Murphy: The Law Department has not been able to handle what they have got.

Mr. O'Brien: We have never got one from your department despite our letters stating we are ready and willing.

Commissioner Murphy: All right, I am not going to prejudice one taxpayer's interest against the other.

Mr. O'Brien: You pick them out for us.

Commissioner Murphy: You have had what was down there before I came in and you have done nothing.

Mr. O'Brien: That is not right; they have been in your department waiting for action.

Mayor Ellenstein: Let us see if it is a saving. That resolution that was passed when I was away permits you to engage attorneys for \$75 a foreclosure.

Mr. O'Brien: It was more than that; I think it ran up to \$100 a foreclosure, maybe \$150 on an average.

Mayor Ellenstein: How much could you on an average do it for?

Mr. O'Brien: We have got to pay \$25 to file our bill, and the City has always paid ten or twelve dollars for searches that were made preparatory to filing and we get that back and our costs back, together with our other costs that are generally taxed costs.

Mayor Ellenstein: How can you logically say it can be done cheaper, assuming it can be done legally that way?

Commissioner Murphy: The records of the City shows now from the ones already foreclosed by the Law Department has cost the City \$2,000 a piece.

Mayor Ellenstein: What records?

Commissioner Murphy: The records of the City.

Mayor Ellenstein: Where?

Commissioner Murphy: I will produce them.

Mayor Ellenstein: How long ago is that? I know you ought to have some idea.

Mr. O'Brien: Not during my time. I haven't got any.

Commissioner Murphy: I am talking about the records of the City of foreclosures over \$2,000.

Mayor Ellenstein: Doesn't it stand to reason if these foreclosures are handled by the Law Department and it is not necessary to engage outside attorneys, that it can be done cheaper that way? Isn't that reasonable?

Commissioner Murphy: Not to me. The record doesn't prove it.

Mayor Ellenstein: You are sending this work out. These people are not going to work for nothing, and nobody expects them to work for nothing. But here is an offer, aside from the legal aspect, and I am satisfied that neither you nor any other commissioner nor the majority of the Commission can engage any lawyer to represent the City without the consent of the Law Department, because the Law Department is the legally authorized representative of the City, not by any action of this Commission, but by an act of the Legislature. The Legislature says that the Corporation Counsel shall be the legally authorized agent

of the City. So that you or I or the combined opinion of the Commission or anyone one of us or group of us to appoint any legal representative, cannot be done without the consent of the Law Department. Now, that is clear. But forgetting that, when the work is going to be done as it will be done—now, you have had this for a whole year and you haven't sent a single foreclosure to the Law Department, you haven't made an effort—

Commissioner Murphy: I have made an effort.

Mayor Ellenstein: You said you were accumulating these 2,700.

Commissioner Murphy: Accumulating them?

Mayor Ellenstein: Making a survey, or whatever you were doing. There must some of those 2,700 that could have gone forward in the past year, that could have been foreclosed. At least, it would have been a step in the right direction.

Commissioner Murphy: We are. We are moving as fast as we can on it. You cannot do those things over night that have been laying around for years.

Mr. O'Brien: And I know of no case where they attempted to file, because the lawyers knew they could not do it.

Mrs. Hopp: Supposing the people make a move that this gentleman here take over the foreclosures and if he doesn't do it within a very specified time that we simply get rid of them, that is all. What is the use of having a Law Department and paying thousands and thousands of dollars and nothing is accomplished?

Mr. O'Brien: Is isn't our fault.

Mrs. Hopp: If you do your work as

you should do it here, or get out, that is all. That is final, and you publish in the paper what you are accomplishing and let them know it.

Mayor Ellenstein: No one can do any work unless they are given the opportunity to do it.

Mrs. Hopp: I realize that.

Mayor Ellenstein: He says he has asked for the work and it has not been sent to him. If I were representing you as a lawyer you would have to give me the work before you could find fault with me. If you did not give me your case you could not come back to me and say. "You haven't done the work," intelligently, could you?

Mrs. Hopp: Of course not.

Mayor Ellenstein: If you gave me a case—

Mrs. Hopp: Then it is up to you do it.

Mayor Ellenstein: If I did not do it diligently and expeditiously, you could come and say, "I gave you this case—"

Mrs. Hopp: Well, the taxpayers in the future expect that of you.

Mr. O'Brien: We have always been ready to do the work.

Mrs. Hopp: Mr. Mayor, may I ask why it is counsel retained by the City and draws a salary also draws a fee for extra work? Say, for instance, in the case of Mr. Englander on the Water Commission.

Mr. O'Brien: Mr. Englander is not on the Water Commission any more.

Mrs. Hopp: No, he isn't, but he did draw quite a fee.

Mayor Ellenstein: That is up to the State; the State appointed him, the City did not appoint him on the Water Commission.

Mrs. Hopp: But he is employed by the City.

Mayor Ellenstein: Not on the Water Commission. That is a State agency.

Mrs. Hopp: I often wondered, because I knew he was drawing a salary—where does he draw his salary from, the City here?

Mayor Ellenstein: Not on the Water Commission. He draws it from the State. The State pays it.

Mr. O'Brien: He was only on there for a few months while they were waiting to put somebody else in there.

Mayor Ellenstein: That doesn't make any difference. The City does not appoint him; the State appoints him to one and the City appoints him to one. In fact, he received his appointment by the City—

Mrs. Hopp: I cannot understand why they get two salaries; it doesn't seem right in a way. If they work for the State he should get one salary—

Mr. O'Brien: That was only for a short period of time while they were making the change when he came down here.

Mrs. Hopp: All right. Thank you.

Mayor Ellenstein: Is there a motion pending?

Commissioner Franklin: I made a motion.

Mayor Ellenstein: What is it?

Commissioner Franklin: I don't know how complicated it is now.

Mayor Ellenstein: There ought to be a provision in that that the \$35,600 that is in Director Murphy's budget—

Commissioner Franklin: I move that the Law Department—

Mayor Ellenstein: That a resolution be drawn.

Commissioner Franklin: I move you that the budget of the Law Department which was advertised at \$144,100 be reduced—

Mayor Ellenstein: Why don't you take the separate item and then present a resolution at the next City Commission meeting?

Mr. O'Brien: Make the motion now and then we will prepare the resolution.

Mayor Ellenstein: Well, there has been a motion made that the \$35,000 item that appears in the Law Department to be appropriated for foreclosures, be reduced to \$12,500, and that the appropriation in Director Murphy's budget amounting to \$35,000—

Mr. O'Brien: Not the appropriation; moneys held last year.

Mayor Ellenstein: Money held from the unexpended amount of \$35,000 last year be put in the general reserve fund so that it will reflect in the reduction of the tax levy by \$22,500—

Commissioner Byrne: How can you do that when it has been committed?

Mr. O'Brien: It has not been committed and cannot be committed and I did not commit it.

Commissioner Byrne: It has been committed.

Mr. O'Brien: It has never been legally committed, and as I told you, in a conversation I had with Commissioner Darby—

Commissioner Byrne: If you don't give your consent, isn't it legally committed?

Mr. O'Brien: It isn't legally committed if it is to do any legal or hiring persons to do legal work.

Mayor Ellenstein: If we are going to rest on pride or anything like that, let the \$12,500 be appropriated in Director Murphy's budget to be used by you, if that is all he wants.

Commissioner Murphy: No sir. Not at all. Not as far as I am concerned.

Mayor Ellenstein: Well, the Law Department reports there cannot be any commitment as to it because it cannot be legally disbursed by Director Murphy.

Commissioner Murphy: Of course, I do not agree with the opinion of the Law Department, and it isn't the first time.

Mayor Ellenstein: Well, that would be expected.

Commissioner Murphy: No, it isn't expected, but it has been held up all the time.

Mayor Ellenstein: It seems to me you ought to agree to this where you can reduce the tax levy, where we can have this thing cleaned up, which is one of the vital factors prejudicing the taxpayers who pay their taxes, and increasing the tax rate, that you ought to do that. Now, here is a request and suggest to reduce the tax levy by \$22,500, a suggestion that all the foreclosures that you send to the

Law Department will be handled as expeditiously as possible with a minimum amount of cost. I don't see that there is any tenable ground for arguing against that.

Commissioner Murphy: Well, there is to me. I have told you the Law Department's experience has cost the City over \$2,000 in each case, and in so far as I am concerned they have had forty cases laying in their office ever since the Corporation Counsel has taken office—

Mr. O'Brien: That is not so.

Commissioner Murphy (continuing)
—And done nothing at all about them.

Mr. O'Brien: They have not been. They have been in your office.

Commissioner Murphy: He has never issued any instructions to Mr. Castallano of my office, to my knowledge, and after all, I am the Director down there. And I am satisfied the 2,600 cases will drag along if they are left to him and nothing be done: and from experience if it is going to cost us \$2,000 apiece I am sure there will be a big saving to the taxpayers by my handling them on the \$35,000 which has been reserved from last year and carried over.

Mr. O'Brien: On the basis of 2,600 cases, figuring the rates by this resolution, which I declared to be illegal, the cost to the City would be around \$350,000. Of course, we cannot clean up 2,600 in one years, but we could have had hundreds of them cleaned up in the last year if there had not been a delay. We would have had hundreds of them cleared up now, and we are ready to go ahead and clear them up if you send them to us.

Commissioner Murphy: I think I have made my—

Mrs. Varley. Have you no mortgages in your department?

Mr. O'Brien: None at all, no tax foreclosure cases.

Mrs. Varley: Have you no—

Mr. O'Brien: None.

Mrs. Varley: Wait a minute. Have you no foreclosures for taxes in your department at all?

Mr. O'Brien: That is right.

Mrs. Varley: Not any?

Mr. O'Brien: No cases. The only cases that are pending are the ones which were pending at the time I went into office.

Mrs. Varley: In your department?

Mr. O'Brien: No, they were down in the Director of Revenue and Finance's Department, handled by Mr. Castellano down there as he had handled them in the past, where he would do as many as he could, I don't doubt in the course of the year. As to these he asked my permission to substitute my name and continue to clean those out, and I gave him that permission. They have never sent one up to us to take care of.

Mrs. Varley: Why didn't you send them down?

Commissioner Murphy: For your benefit, Mr. Castellano never did foreclose these properties, but on the other hand the previous Directors of Revenue and Finance were authorized to hire attorneys, which they did, according to the City records.

Mrs. Varley: You have been in office for two years. Why didn't you send them to his department?

Mr. O'Brien: I have written to the

Director that we have been ready to do it.

Commissioner Murphy: Mrs., this is the whole thing: I tried to explain it in that way, the chaotic set-up on all these pieces of property down there, and in the last year \$35,000 was put in my budget for the first time. And when I came in here in May, 1937, I am sure I didn't know about these conditions until I went into it, and it took time to go in and find out those things. And in 1938, I asked that \$35,000 be placed in my budget in order to try to clear up the condition of these delinquent property owners and bring about foreclosures.

Mrs. Varley: But why do you have a Law Department and not put mortgages in? Why couldn't you give them a few of them to foreclose. Why pay \$35,000?

Commissioner Murphy: They had 40 and did nothing about them.

Mr. O'Brien: That is not so.

Commissioner Murphy: I don't care what he says, I am entitled to say something.

Mayor Ellenstein: Have you sent any to him?

Commissioner Murphy: No, because I am acting on the action of the Commission, and I am proceeding to clear them up.

Mrs. Varley: Why should you need more men? You have a department.

Mayor Ellenstein: The department cannot act—

Mrs. Varley: Why didn't he give them to him?

Mayor Ellenstein: Director, suppose you were a private individual, not sit-

ting as a Commissioner and you had properties to be foreclosed. You are a layman—

Mrs. Varley: But he has had them a long time.

Mayor Ellenstein: Just a moment, please. Would you go out—would you suggest that your lawyer take care of those foreclosures for you? You would do that? There is an authorized lawyer for the City irrespective of what your personal opinion might be.

The Corporation Counsel is the duly authorized legal representative, and if you were sitting as a director in a private corporation, no matter what your personal feelings might be toward the lawyer who represented that corporation, you would send legal matters to him, and that you haven't done. Instead of that you had a resolution passed one day when I was away authorizing you to pay \$75 and other things, \$75 and trimmings to lawyers outside of the Corporation Counsel. Now, I do not see any logical reason for that.

Commissioner Murphy: You mentioned when you were away. You are trying to draw the inference that probably brought up a resolution—

Mayor Ellenstein: I don't know whether you did or not.

Commissioner Murphy: Wait a minute, I let you talk. There has never been a time when I was afraid to present anything when you were here or any other members of the Commission, and I did not wait for you to be here or anybody else. I have always been accustomed to expressing myself before you or anybody else here, and continued to do so.

Mayor Ellenstein: Well, I will be charitable and give you the benefit of that doubt. So that is so; let us as-

sume it is so, but I say to you now if that resolution was presented while I was present I certainly would have raised my voice opposing it because it involved more than \$2,000 unnecessarily. That is what I say to you, and I reiterate it and make it emphatic.

Commissioner Murphy: I don't agree with you. I am entitled to disagree.

Mayor Ellenstein: But you cannot deny that that resolution gave you authority to pay these lawyers that you would select \$75 for each foreclosure.

Commissioner Murphy: Which in my opinion in the long run will be a saving to the City over giving it to the Law Department and nothing done.

Mayor Ellenstein: You don't think the Law Department is qualified to handle foreclosures?

Commissioner Murphy: And the time that will be saved, the action we will get on it whereby they had forty for the last two years and did nothing at all.

Mayor Ellenstein: These foreclosures are routine work; you can take a junior in Law School and he could do it as efficiently as anybody else. They are all routine; just a matter of inserting names after the search is made.

Motion is made by Director Franklin that the appropriation appearing in the tentative budget for the Law Department allocated against foreclosures and amounting to \$35,000 be reduced to \$12,500 and that the amount unexpended last year of \$35,000 which is in the Department of Revenue and Finance, be placed in the general surplus so as to show a

reduction in the tax levy of \$22,500. Is there a second to that motion?

Mrs. Varley: Can anyone second it? Do you folks have to second it?

Mayor Ellenstein: Yes, one of the Commissioners. I cannot second it. Either Director Byrne or Director Murphy can second it.

Mrs. Varley: Are you going to second it? Well, somebody ought to. If Mr. Franklin makes a motion, can't you second it?

Mayor Ellenstein: No, I set as Chairman and I cannot second it. I can vote for it but I cannot second it.

Mrs. Varley: You are not going to second it? Why don't you? It amounts to the same thing. Then it is lost, isn't it?

Mayor Ellenstein: The motion cannot be put unless there is a second to the motion. Some disposition ought to be made about these two \$35,000 items; they cannot appear in both budgets.

Mr. O'Brien: Obviously, if the work is not sent to me to do I cannot do it. So if that is the case—

Commissioner Murphy: I move you the \$35,000 as placed in the Law Department budget and Director Franklin be stricken from the budget for foreclosure purposes.

Mayor Ellenstein: Director Murphy makes a motion that the \$35,000 that appears in the Law Department budget for foreclosure purposes be stricken—that item be stricken out.

Mrs. Varley: From the Law Department?

Mayor Ellenstein: That means, as I see it that there will be no foreclosures unless Director Murphy

sends foreclosures to the Law Department.

Mrs. Varley: That is what he should do.

Mayor Ellenstein: I agree with you. And, of course, if they aren't sent to the Law Department then the Law Department will have no money—

Mrs. Varley: They have got seven lawyers—

Mr. O'Brien: I would like to say if we are going to be given the work to do, there is no sense in putting any money in our budget to pay these court costs that have to be paid if the work is to be sent to us. But if the \$12,500 is not put in my budget, then the only place that that money could come from would be out of the \$35,000 that Director Murphy has; of course, that would mean \$22,000 extra left in the budget on the taxpayers' shoulders this year. But I see no reason for leaving it in my budget if you are not going to give me the work to do. So I recommend that the \$35,000 be stricken in its entirety, if I am not going to get the work to do.

Commissioner Franklin: \$43,000.

Mr. O'Brien: Then the other \$8,000 is in Director Murphy's budget.

Commissioner Murphy: Question on the motion.

Mayor Ellenstein: Your motion was not seconded.

Commissioner Franklin: The assumption is that the \$35,000 being in Director Murphy's budget, that the foreclosures then will be done by outside lawyers and not the Law Department.

Mr. O'Brien: I have told the Commission they cannot do that, and any attempt to spend such money would

constitute an illegal expenditure of money.

Mayor Ellenstein: Is that what you propose to do, engage outside lawyers to do this foreclosure work?

Commissioner Murphy: I have already.

Mayor Ellenstein: You have engaged outside lawyers?

Commissioner Murphy: Yes.

Mayor Ellenstein: You know they cannot put their names to any moving papers. They cannot put their names to any moving papers.

Commissioner Murphy: Well, I told you I didn't agree with some of the views of the Law Department. And, of course, there is a motion before the house that has been well discussed and it should be put.

Mayor Ellenstein: I will determine whether or not it has been well discussed. That is my function. When I want any information as to whether or not it is well discussed, I will ask you.

Commissioner Murphy: The point you asked was well discussed by me.

Mayor Ellenstein: It is serious enough to discuss it, and so the consequences of this motion as a result of taking the \$35,000, if you really have any interest in the taxpayers, you might put your motion that the amount of \$35,000 be first reduced to \$12,500. At least, there is a step in the right direction. Then it could be finally determined whether or not you will refer the cases to the Law Department. If you do, if you should decide to do that, then they will have the names and the opportunity of carrying out the foreclosures. But when you ask for a wiping out of the \$35,000 in its entirety there won't

be any appropriation then to carry out any of the foreclosures, so if you should decide to refer some cases to them the Law Department won't have any appropriation to carry it out.

Mr. O'Brien: As a matter of law, the \$35,000 having been uncommitted legally, it should have been put in general surplus, so your general surplus is \$35,000 short at this time.

Commissioner Murphy: That is another question of opinion.

Commissioner Franklin: Let us ask the auditors about that.

Commissioner Murphy: After all, there have been no remarks by Mr. Darby about it.

Commissioner Franklin: Let us ask the auditors about that. Mr. Auditor—I don't know your name,—but there is a question which has just arisen that that \$35,000 not having been expended last year, should that item not now go to the item of surplus or unexpended balance?

Mr. Kranztohr: Any item unexpended, if we are advised of any commitments against it or intents to commit, those moneys remain as such as a committed balance.

Commissioner Franklin: Have you been so advised?

Mr. Kranztohr: We have been advised that amount should remain as a committed balance.

Commissioner Franklin: By whom?

Mr. Kranztohr: By Director Murphy.

Commissioner Franklin: That item again is in this budget this year.

Mr. Kranztohr: No, that \$35,000 is

not in the budget, only the \$35,000 in Mr. O'Brien's department.

Commissioner Franklin: Have you sought the legal advice as to whether or not the commitments are legal commitments?

Mr. Kranztohr: No, we cannot determine that. That is up to the Board to decide.

Mayor Ellenstein: You know what the law is, you are the Municipal Auditor.

Commissioner Franklin: Then the commitments amount to \$35,000 that were in the budget last year?

Mr. Kranztohr: That is an approximated amount, as I understand it.

Commissioner Franklin: The whole \$35,000 has already been committed?

Mr. Kranztohr: As I understand, approximately \$35,000. All the departments send down their approximate commitments at the end of the year.

Commissioner Franklin: Then that \$35,000 having been committed for these foreclosures, how any foreclosures, in your audit, have been completed or partially completed to cause the expenditure and commitment of that \$35,000?

Mr. Kranztohr: Our understanding is that the entire 2,700 are being studied, surveyed, and are up for foreclosure. We have not computed the amount.

Mayor Ellenstein: Why shouldn't you find out? You are supposed to follow the law, aren't you? You know what the law is.

Mr. Kranztohr: There is nothing in the law to say where there is a commitment it is for us to pass upon the legality of that commitment.

Mayor Ellenstein: We are raising the question now. We want to know to what extent that \$35,000—it isn't one contractual obligation, is it? It is based upon divisible contracts, is that right?

Mr. Kranztohr: That is true of all your commitments at the end of the year.

Mayor Ellenstein: Don't tell me that.

Commissioner Murphy: In other words, aren't there a number of other assignments made by the other Commissioners?

Mr. Kranztohr: That is right.

Mayor Ellenstein: Just a moment. This \$35,000 is not one contractual obligation, is it?

Mr. Kranztohr: Not to one person.

Mayor Ellenstein: That is right. That is exactly what I am talking about, not to one person. If it were made to one person, a contractual obligation, then it would not be carried as a reserve or a surplus, right?

Mr. Kranztohr: Not a surplus, carried as a committed balance.

Mayor Ellenstein: It would not be carried as a surplus in the following year's budget if it was one contractual obligation.

Mr. Kranztohr: That is right.

Mayor Ellenstein: Irrespective of how far the contract had gone forward, that is right, isn't it?

Mr. Kranztohr: Yes.

Mayor Ellenstein: But if those are divisible contracts, as they must be ever, though illegal, as contended by the Law Department, the commit-

mit that the Department of Revenue and Finance should make is based upon \$75 for each foreclosure, is that right?

Mr. Krantzohr: No, I did not have any figure of \$75.

Mayor Ellenstein: Well, you know it now.

Mr. Krantzohr: I have heard it expressed here today.

Mayor Ellenstein: You know it now.

Commissioner Franklin: How would you know what was committed if you did not know what the price was?

Mayor Ellenstein: Wait a minute. He just said he takes the word of the respective departments that says the commitments has been made. You go into it deeper than that, don't you? Are you going to talk to him or me?

Mr. Krantzohr: I am getting the figure how many there are. There are approximately 2,500 tax title liens in the hands of attorneys.

Mr. O'Brien: On that basis commitment was made far in excess of the amount of the appropriation, and therefore an illegal commitment, because it would amount to about \$300,000.

Mr. Krantzohr: You have no proof that all foreclosures are going through.

Mayor Ellenstein: What is the difference?

Mr. O'Brien: You made the commitment to put them through. You may be liable for that. If that is so, it is an illegal commitment by several hundred thousand dollars.

Mayor Ellenstein: If it was a legal commitment by resolution that would

mean that every lawyer who got a foreclosure would be entitled to receive \$75 plus costs, and that would run into the hundreds of thousands of dollars. Do you mean to say you didn't go into it deeper than that when there is a commitment made that can be divided into many contracts, that you don't go into that to find out the legal aspects of it?

Mr. Krantzohr: We have no definite assurance how many will be foreclosed, how much money will be spent.

Mayor Ellenstein: If you engaged a lawyer, that is a commitment, that is an obligation. If you say to John Jones, "Here, I want you to foreclose ten pieces of property and you are going to receive \$750 for them," that is a commitment.

Mr. Krantzohr: They have not been instructed to foreclose on twenty-five hundred. Attempted settlements are being made on those. Those that are being settled are not being foreclosed.

Mayor Ellenstein: But they are in the hands of an attorney. aren't they?

Mr. Krantzohr: I don't know of any commitment made for twenty-five hundred.

Mayor Ellenstein: Why do you say commitments were made for \$25,000 for the entire \$35,000?

Mrs. Hopp: So there is no saving of \$27,000 if that money has already been given out?

Mayor Ellenstein: Apparently not.

Mrs. Hopp: Where in the world did it all go to? What is the matter with him, is he asleep? You ask about figures and he don't know what it is all about.

Mayor Ellenstein: Don't you go in-

to the question of whether or not there are actual commitments made for the entire amount?

Mr. Kranztohr: I get facts as best I can. Here is the item, estimated amount. You can't say with definite assurance how much would be expended.

Mayor Ellenstein: How much did you get for the audit this year?

Mr. Kranztohr: To audit the books of the city itself? \$12,000.

Mayor Ellenstein: And what with all the other small amounts like three and four thousand dollars? You got more than \$12,000. You got about \$18,000 or \$20,000, didn't you?

Mr. Kranztohr: Well, the entire amount, with the Sinking Fund—with the Pension Fund and Water Department is about \$15,000.

Mayor Ellenstein: How about those other corrections of errors in ledgers and everything? As I remember it, something like three or four thousand dollars.

Mr. Kranztohr: That is right.

Mayor Ellenstein: So there is a total of about \$18,000. Don't you think you ought to go into these questions as to whether or not there are actual commitments made so as to find out and determine whether they should go in as surplus or whether they should stand as commitments?

Mr. Kranztohr: Well, we felt in our opinion \$35,000 was ample, in view of the amounts that had been expended, in view of the amount of work that is being done there. After all, you cannot with definite assurance tell what expenditures will be. We don't know what will be spent this year of the \$35,000 or if any part of it will be spent.

Mayor Ellenstein: You don't know whether any part of it will be spent this year?

Mr. Kranztohr: We cannot tell.

Mayor Ellenstein: Then there weren't any commitments made for it?

Mr. Kranztohr: The work has been contemplated, and, according to Mr. Darby, if work is anticipated or you contemplate spending money you should have an appropriation for it.

Mayor Ellenstein: Then it is not a commitment, it is contemplation.

Mr. Kranztohr: I think Director Murphy told you before—

Mayor Ellenstein: You are the auditor.

Commissioner Murphy: He don't know. I am the one who made the commitments.

Mr. Kranztohr: We have been advised—

Mayor Ellenstein: Wait a minute. You receive some money for helping prepare the budget.

Mr. Kranztohr: That is right.

Mayor Ellenstein: Aren't you interested in that?

Mr. Kranztohr: Certainly.

Mayor Ellenstein: How much did you get. \$2,500 for assisting in preparing the budget?

Mr. Kranztohr: Something like that.

Mayor Ellenstein: Don't you think you ought to know, then, whether this was in contemplation, this \$35,000, or

whether actual commitments were made?

Mr. Kranztohr: As I told you before, whether in contemplation or actual commitment there should be a reserve for it.

Mayor Ellenstein: Either way?

Mr. Kranztohr: Either way.

Mayor Ellenstein: Well, that is not the law as I understand it.

Mr. Kranztohr: That is the understanding of Mr. Darby.

Mayor Ellenstein: It should be carried as cash surplus and got into cash surplus. If, however, there are commitments made in the last calendar year, the last fiscal year, then it goes in and is carried over.

Mr. Kranztohr: I think Mr. Darby submitted an opinion last year to the City stating if items were contemplated of expenditures they should be included in the reserve at the end of year.

Mayor Ellenstein: Do you recall Mr. Darby giving an opinion that if at the end any item was in contemplation of being expended next year it should not go in surplus?

Mr. O'Brien: Mr. Darby has been very easy in permitting commitments where it would be merely a matter of putting the same figure back in the budget to produce something next year. In other words, if you were going to buy a fire engine and you just had not signed the contract but were getting to it the day after that or a short time after that, he would let you carry that over. It isn't a strict interpretation of the law, but he has taken that. But in this particular case Mr. Darby, when I mentioned it to him, agreed with me that if I did not approve commitments there

weren't any legal commitments, and that money should have been in surplus to the credit of the taxpayers.

Mayor Ellenstein: Did you speak to Mr. Darby about that?

Commissioner Murphy: I don't think Mr. Darby will let you do anything at all that he doesn't think is right.

Mr. O'Brien: Mr. Darby believed, apparently, they were legally committed. I told him they had not been, and when he got the tax he did not make a thorough investigation of it, he believed that was the case.

Mayor Ellenstein: I understand motion is made and seconded that the \$35,000 be taken out.

Commissioner Byrne: I second it.

Mayor Ellenstein: I might suggest that you might amend the motion so as to reduce that \$35,000 to \$12,500. In doing that, it will afford an opportunity, or should you decide to give to the Law Department foreclosures, that they will have the means of doing it. Reducing it from \$35,000 to \$12,500. I might suggest that now, if that meets with your approval. Otherwise, I will put the motion. I think you are very much more likely to obtain results by amending the motion so as to reduce that \$35,000 to \$12,500.

Mr. O'Brien: The legal effect of your suggestion, if not carried out, will be if this money, this \$35,000 were determined to be money that should be in general surplus and was put in there, if there weren't anything in the budget, if that \$35,000 were taken out of my budget altogether, then the city would not have any money to go ahead with foreclosure cases, because Commissioner Darby says we have to put in money to pay court costs, to pay the Clerk in Chancery, to pay costs in advance.

Commissioner Murphy I move the motion.

Mayor Ellenstein: That the whole \$3g,000 be taken out of the budget?

Mrs. Hopp: If we want foreclosures, there isn't any appropriation for this gentleman to go ahead.

Mayor Ellenstein: That is right.

Mrs. Hopp: Well, what in the world do you call that? That means you will have to either give out an extra appropriation or hire attorneys again to foreclose.

Mayor Ellenstein: That is right. That gives Director Murphy, at least, he thinks it gives him authority to hire outside attorneys for \$75 for each foreclosure.

Mrs. Hopp: Authority or no authority these gentlemen we are paying for the interest of the taxpayers.

Mayor Ellenstein: That is right.

Mrs. Hopp: Why should we be spending money to give to come body else when they are supposed to do their official duty?

Mayor Ellenstein: Don't ask me, my dear lady; ask Director Murphy.

Mrs. Hopp: It doesn't seem right. There is something wrong there somewhere, and I as a taxpayer know where it is.

Mrs. Varley: May I ask a question why you don't think that the Law Department should foreclose? Any reason?

Commissioner Murphy: Because I believe I am able to get better results for the benefit of the taxpayers, and I don't think anybody can question I have tried to do a good job since I have been in there, and I am going

to try to continue that. And I think I have proposed what is the best form to handle those foreclosures under my supervision, and I have allocated different people, and not the Law Department, and I am answerable to the people, and not the Law Department, and I am answerable to the people for my conduct, and I am satisfied to answer to the people of the City of Newark for my conduct in these foreclosures.

Mrs. Varley: Now the people in Newark are asking you why you don't do it in the same way?

Commissioner Murphy: The people of Newark are not asking me; some taxpayers here are asking me.

Mrs. Varley: Why don't you let the Law Department—

Commissioner Murphy: Why should I when I think it can be done, a better job—

Mrs. Varley: That is your government set-up. Why should you, one Commissioner, upset the whole thing? We have machinery here. You are acting like children. Why don't you just be sensible and get the Law Department — try them. You haven't given them anything yet.

Commissioner Murphy: I told you before they have had forty cases, which, of course, the counselor here denied, but which is the fact.

Mr. O'Brien: That is not so.

Mrs. Varley: Have you any record?

Mr. O'Brien: They are right down in your department now.

Commissioner Murphy: Just wait a minute. After all, you are only an employee around here. Just give us an opportunity.

Mrs. Varley: Why don't you give the Law Department a chance to foreclose? You haven't given them a chance.

Commissioner Murphy: As far as I am concerned, the Director of Revenue and Finance is going to carry out this job and be answerable to you people, which will continue.

Mrs. Varley: But we are paying them a salary. You just want to set up a private machinery of your own lawyers.

Commissioner Murphy: Oh, no.

Mrs. Varley: You are hiring outside lawyers. You have lawyers. That is not a good executive to make other people work. You have clerks in your office and they didn't take your stenographic work or typewrite, you would hire some other ones? That is no way to do it. Just because these people don't do it, why don't you give them a chance to do it? I think you are being stubborn.

Commissioner Murphy: They have had plenty of chance and done nothing.

Mrs. Varley: Why don't you try it? maybe they didn't get it clear. Give them a couple of cases.

Commissioner Murphy: I think I have had plenty of experience with the Law Department in everything we have.

Mrs. Varley: But you haven't tried this thing. If you give them a few cases they may do it. But you should same the \$35,000.

Mr. R. A. K. Steiger: If I could interject at this point, it apparently appears from Director Murphy's argument, and that ought to be a question of fact. Isn't it? Now, then, the thing upon which everything revolves

is a determination of that fact. So couldn't this whole question be held in abeyance until the fact is passed before us so we can really determine whether the Law Department has been at fault or the Department of Revenue and Finance has been at fault? Upon a determination of that by some—I would suggest an authority which is not a party to the question—the thing should be resolved.

Mayor Ellenstein: Some impartial—

Mrs. Hopp: Yes, because the people are entitled to know the facts. That is the way it should be. If they are wrong, then we will know. If Commissioner Murphy is wrong, then we will know he is wrong.

Mayor Ellenstein: The suggestion is, as I understand it, in effect, that the motion be withdrawn.

Mr. Steiger: Pending a determination of the fact.

Mayor Ellenstein: Yes. Is that agreeable?

Commissioner Murphy: To withdraw the motion?

Mayor Ellenstein: Yes.

Commissioner Murphy: It holds up the payroll.

Mayor Ellenstein: It does not hold up the payroll. It has no bearing whatsoever on the payroll. Why do you say that? It has no bearing whatsoever.

Commissioner Murphy: Approval of the budget.

Mayor Ellenstein: It has no effect upon the payroll, none whatsoever. That suggestion made by Mr. Steiger, does that meet with your approval?

Commissioner Murphy: As far as I

am concerned, it should be out of their budget, that is how I feel about it. I don't think it should be duplicated.

Mr. Steiger: Mr. Mayor, Director Murphy—

Commissioner Murphy: I feel as though I have already committed the city, through the authorization given to me to proceed with these foreclosures, which is going right ahead.

Mr. Steiger: We understand that. And our contention,—that is, the contention of the Taxpayers' Association has been that regardless of whether the appropriation is for this particular job there should be only one appropriation. At present there are two appropriations for the same job. Now, then, what we are asking is that the facts be determined as to why it should be either here or there. That is simply the case.

Mr. O'Brien: The further fact, my appropriation as suggested is \$12,500 as against \$35,000 in the other one, a saving of \$22,500.

Mr. Steiger: Consideration of the cost of each individual foreclosure, that is another item.

Mayor Ellenstein: What is the disposition of the Commission?

Commissioner Murphy: It is in my budget to carry out. I am proceeding. I got these people working on these foreclosures and I don't see any justification for trying to stop them now.

Mayor Ellenstein: You are not so sure your motion is going to be carried, are you?

Commissioner Murphy: No.

Mayor Ellenstein: Why not extend that courtesy? It is now going to affect or prejudice or harm anybody, and it may be the means of helping

the city and its taxpayers in a great measure. What is the objection? Why be stubborn about it?

Commissioner Murphy: Well, not only is it delaying things, but it is also going contrary to what I have already obligated myself through the action of four members of this Commission.

Mayor Ellenstein: Well, that is claimed to be illegal by the Law Department, and the Law Department has so stated since that time.

Commissioner Murphy: If there aren't enough votes to pass it, insofar as—

Mayor Ellenstein: That is right. But the suggestion I made—I don't know—I know how I will vote myself, but you seem to be sure. The suggestion is made that it be held in abeyance.

Commissioner Murphy: I seem to be sure the motion will pass? That is not so. I feel the other way.

Mayor Ellenstein: At any rate, since the suggestion is made that it be held in abeyance until the matter can be finally determined by outside tax paying groups. It seems to me that courtesy should be extended to any taxpayer, not only a group, but an individual taxpayer, particularly so when it is not prejudicial or harmful to the city, whereas on the other hand it may be of great benefit to its taxpayers. Do you want to extend that courtesy?

Commissioner Murphy: That is up to the members of this Commission to express themselves.

Mayor Ellenstein: Do you want to extend that courtesy and withdraw your motion?

Commissioner Murphy: It isn't a

question of extending that courtesy, it is a question I am not going to withdraw the motion because I am not going to delay these proceedings and give an opportunity for more stumbling blocks to be put in the way.

Mayor Ellenstein: All in favor of the motion that the \$35,000 be taken out of the Law Department budget, appropriated for foreclosures, will signify by saying aye, contrary, no; the Clerk will call the roll.

Roll Call: Commissioners Byrne and Murphy voted aye; Commissioners Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: So that the motion is not carried and it remains tentatively in the Law Department budget, so you can carry out those things that you have in mind in determining what would be for the best interests of the city, whether it be in Director Murphy's budget or the Law Department's budget, and reduce the \$35,000 to \$12,500.

Commissioner Franklin: Mr. Mayor in view of that result, I move you that the budget of the Law Department be reduced from \$144,100—

Mayor Ellenstein: Take the individual items.

Commissioner Franklin: I move there be eliminated from the Law Department budget \$8,000—

Mr. O'Brien: That was in connection with people hired by the previous Corporation Counsel in assessment cases, and in connection with that, Director Murphy said he could not pay them because they had been hired by the Law Department. But I understand he has provided in his budget for that, and there is no reason for it to remain.

Commissioner Franklin: And that

item of \$43,000 be reduced to \$12,500.

Mayor Ellenstein: Why don't you take each item? That \$8,000 item based on prior contracts be removed from the budget because it is provided for in Director Murphy's budget, and that the item of \$35,000 for foreclosures be reduced to \$12,500.

Commissioner Franklin: I so move you.

Mayor Ellenstein: The motion is made that the two items, one of \$8,000 be removed from the Law Department budget because it is contained in Director Murphy's budget, and that that item of \$35,000 for foreclosures be reduced to \$12,500 in the Law Department budget. Is there any second?

Commissioner Murphy: Have you got that one motion?

Mayor Ellenstein: Yes.

Commissioner Murphy: You are trying to jumble this thing up again. First, I want to get that \$8,000 motion, the wording of it, whatever it is.

Commissioner Franklin: Separate motions then, about the \$8,000—

Commissioner Murphy: Yes. You had better, otherwise I won't vote for it.

(The motion was read by the stenographer.)

Commissioner Murphy: I am opposed to it. I don't know what you mean by "private contracts."

Mayor Ellenstein: These are assessment fees—

Commissioner Murphy: Private contracts.

Mayor Ellenstein (Continuing)—made with these appraisers.

Mr. O'Brien: When I came into office there was the Raymond Boulevard assessment case pending, and a number of people had been designated, real estate appraisers, to represent the city and testify for the city in connection with that proceeding. The proceeding has not as yet been brought to a close but those items—I remember last year in connection with Mr. Schlesinger and another similar case, Director Murphy raised the question and said he should not be paid \$250 or \$350 on that particular appearance in court because the Law Department, the previous Corporation Counsel had hired him, the Law Department had hired him, and although there was provision in the Board of Local Improvements for that, he should not pay it. I put this \$8,000 in to call to his attention the fact that there were men hired by the previous Corporation Counsel who had worked for a long time on this Raymond Boulevard assessment case, and naturally, when the thing is concluded they are going to expect to be paid. We hope to have that concluded before this year is out, and they will present their bills. There should be some provision for it. I understand Director Murphy provided for it.

Commissioner Murphy: Not at all. I don't know anything about it.

Mr. O'Brien: It should be in his budget.

Commissioner Murphy: I don't believe it should. If there is any expense incurred by the Law Department or any other department or any other division, then the Director it is under, it should be in that department. There is no reason why the Law Department should have a free hand of spending money and expecting me—

Mr. O'Brien: It is the procedure that has always been followed where experts are hired by them in connection with cases arising out of that department. It is charged to their budget.

Commissioner Murphy: I don't care about the procedure followed; I don't think it is right, and I am not going to be answerable for it, the conduct of hiring people and then having to pay out of my budget those bills that are submitted to me.

Mayor Ellenstein: Did you hire these people?

Mr. O'Brien: The previous Corporation Counsel.

Commissioner Murphy: Say the Law Department.

Mayor Ellenstein: It is the city's obligation.

Commissioner Murphy: Then you might as well turn everything over to me.

Mayor Ellenstein: Where did you get the information that that appeared in Director Murphy's budget?

Mr. O'Brien: I think that was given to me—somebody came in.

Mayor Ellenstein: Is that item in Director Murphy's budget?

Commissioner Murphy: There is an item, but not for that purpose.

Mr. O'Brien: If there is an item for that same general purpose, it is sufficient, because then if they sue the city—

Mayor Ellenstein: Is there an item in there for that purpose, do you know?

Mr. Kranztohr: I don't know of providing for any commitments.

Mr. O'Brien: We are not providing for any commitments carried over or anything like that.

Mayor Ellenstein: Let us have a motion on the reduction. Let us find out if there is any hope of getting any reduction in the budget where it is apparent it can be reduced. Let us have a motion on the \$35,000.

Commissioner Franklin: I move you that the Law Department budget on that item of foreclosure be reduced from \$35,000 in the Law Department budget to \$12,500.

Commissioner Byrne: I second the motion.

Mayor Ellenstein: All in favor of that motion will signify by saying aye; contrary no, the Clerk will call the roll.

The Clerk: Commissioner Byrne.

Commissioner Byrne: Aye.

The Clerk: Commissioner Franklin?

Commissioner Franklin: Aye.

The Clerk: Commissioner Murphy?

Commissioner Murphy: Let me have the motion again. m

(Motion read by stenographer.)

Commissioner Murphy: I am not voting; I am opposed to the whole thing.

The Clerk: Mr. Mayor?

Mayor Ellenstein: Aye.

Commissioner Franklin: Now I move you, Mr. Mayor, that the item of \$8,000 be eliminated from the Law Department budget for expert testimony in assessment cases.

Commissioner Byrne: What does that \$8,000 represent?

Mr. O'Brien: It should not be in my budget, it should be in the local assessment budget. It would only be a figure put in as a guess to remind the Director of Finance of these obligations of the previous administrations.

Commissioner Byrne: You mean committed to \$8,000?

Mr. O'Brien: Not to any specific amount at all. It should be provided for in local improvements, not in my budget.

Commissioner Murphy: The \$8,000 set up in my budget of the Board of Local Improvements has been to defray assessments involved for different street improvements which comes under the jurisdiction of that Board. There has been no question about any past commitments by the Law Department to be taken care of. That \$8,000 is their estimated amount to carry their own budget. In so far as I am concerned, I personally believe the Law Department should set up in their own budget, if necessary, whatever amount is necessary by them for any extra testimony that they need in any cases involved. The Board of Local Improvements—I am not a lawyer, but I understand it is set up by statute and operates separately and distinctly from the City Commission. And I think if the Law Department, representing the City of Newark, is an aggrieved party in a case, then I think the Law Department should be responsible for and set up in their budget. And I don't remember anything in this Board of Local Improvements which is set up separately by statute, to allow the City of Newark to spend their money. I don't think there is any connection whatsoever with the two budgets.

Mr. O'Brien, I think those things will be fought out later on. But in view of the \$8,000 in Director Murphy's budget, it is my recommendation that the \$8,000 be eliminated in my budget.

Commissioner Murphy: I will vote for the elimination if the motion is changed, which is to say there that the item be eliminated of \$8,000 from the budget.

Mayor Ellenstein: That is the motion.

Commissioner Murphy: I mean, it was read off different before.

Commissioner Franklin: No. I said I moved the \$8,000 for expert testimony in the Law Department for assessment purposes be eliminated from the Law Department budget.

Mayor Ellenstein: Is there a second to that?

Commissioner Byrne: I will second it.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: There ought to be proper resolutions drawn for that.

Mr. O'Brien: There is one other matter in my budget. During the last year the legislative expenses, including the legislative agent, were shifted from the Department of Revenue and Finance, where it appeared under City Sundries, and put into the Law Department. It really was not shifted to the Law Department except as any contractual operation might arise. Since they are not included in City Sundries, there will have to be some provision in my budget. There was

some resolution here that had some \$3,000 on, but I don't know whether that was in connection with the temporary budget. But I think the \$7,500 is a little too high and should be reduced. I think that item should not be more than \$6,000.

Mr. Kranztohr: There is \$3,000 in there.

Mr. O'Brien: You had \$7,500 in your budget last year on it.

Mr. Kranztohr: That was 1938.

Mr. O'Brien: Yes.

Mr. Kranztohr: The 1939 budget has an appropriation of \$3,000.

Mayor Ellenstein: Who fixed that? Who fixed the amount at \$3,000?

Mr. Kranztohr: I cannot answer.

Mayor Ellenstein: You are supposed to be the auditor and you cannot answer it. How can I answer it? Where do you get the \$3,000, did you take it out of the air? Who told you to make it \$3,000 instead of \$7,500?

Mr. Kranztohr: That is \$3,000 we are already committed for.

Mr. O'Brien: That is what I understand, and therefore had to be in; but obviously, you have still got the rest of the year. So I think \$7,500 is a little too high on it and it should be \$6,000.

Mayor Ellenstein: Where did the \$7,000 appear last year, in sundries?

Mr. O'Brien: Yes, under Director Murphy's budget.

Mayor Ellenstein: Is there any provision in your budget for it this year?

Mr. O'Brien: No; I looked for it. I thought it was still there.

Mayor Ellenstein: Didn't you find that? Didn't the auditors observe that in helping to prepare the budget?

Mr. Kranztohr: Well, you have a \$3,000 allowance there for the present commitment.

Mr. O'Brien: On the basis of that, you would need about \$3,500 more.

Mayor Ellenstein: Didn't you discover there was a \$7,500 appropriation for a definite purpose that was not in this year's budget?

Mr. Kranztohr: We take the amounts that are given to us from available information and present it to you at hearings.

Mr. O'Brien: I would say about \$3,500 more might be required.

Mayor Ellenstein: Don't you close the budget?

Mr. Kranztohr: Yes, but there are a lot of items left from last year's budget.

Mayor Ellenstein: But they did not disappear altogether?

Mr. Kranztohr: This did not disappear. You have \$3,000.

Mayor Ellenstein: Which is your amount already expended.

Mr. O'Brien: Committed. In view of that commitment I think I ought to have a leeway of \$3,500 for the balance of the year, which would make \$6,500.

Mayor Ellenstein: If there is no objection, I would suggest that you submit to each one of the Commissioners a breakdown of the commitments already made of the \$35,000 for foreclosures that was appropriated last year, and find out from Mr. Darby

whether that should not be a proper item to go in general surplus. If that is the ruling, there isn't anything I can see but that it certainly is a violation of the bond and budget act—that is, at least the spirit of the bond and budget act. Obviously, if I had an unexpended balance in my department I could say I contemplate using that for something else, with the result there would be nothing for unexpended surplus to go into next year's budget. It certainly does not square with the bond and budget act. I would like to have an itemized statement from you as auditor to all Commissioners as to how much of that \$35,000 has already been committed, and to whom. It is not based on one single contract, but divisible contracts.

Mrs. Hopp: That is right. The taxpayer has a right to know where the money goes to.

Commissioner Murphy: Any citizen or anybody else is entitled to know where the money goes to.

Commissioner Franklin: I move you the item of \$6,500 be included in the Law Department budget for legislative expenses.

Mayor Ellenstein: That was formerly in City Sundries last year at \$7,500.

Commissioner Franklin: Yes.

Mayor Ellenstein: So there is a reduction of \$1,000.

Mr. O'Brien: That is right.

Mayor Ellenstein: Is there a second to that motion?

Commissioner Murphy: What is the amount?

Mayor Ellenstein: \$6,500.

ommissioner Murphy. All told?

Mayor Ellenstein: \$6,500.

Commissioner Murphy: All told?

Mayor Ellenstein: Yes.

Commissioner Murphy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: Is there anything else?

Commissioner Murphy: I guess that covers it.

Mayor Ellenstein: Now, we all ought to be available—

Commissioner Franklin: Mr. Mayor, I don't want to delay this hearing any longer. However, I understand that there are representatives of the Musicians' Union who would like to be heard. Their budget for last year was \$8,000, and I think that item of \$8,000 was existing for some few years past. In the matter of reductions in my department I cut the band concert budget from \$8,000 to \$4,000, and they want to be heard in that behalf.

Mr. Selig Finkelstein: Last year we appeared before the Commissioners for the first time in years, but we had found that the budget originally had been \$10,000, and we found last year it was cut down year after year until it ran down to \$5,200, and we requested the Commissioners to again increase it to \$10,000. We presented our arguments at that time, and we found that the Commissioners had voted \$8,000 to us. We felt this year we should get that increase back, or part of our original appropriation,

and where we felt we could make a demand to go back to our \$10,000, we did not want to do it this year. Now we are surprised to find the budget has been reduced to \$4,000 this year. We are protesting the reduction in the budget on the ground it causes unemployment in an organization of our kind.

Our business has for year been reduced by the innovation of—our employment opportunities have been reduced by talkies and sound devices, and particularly in the summer months our employment opportunities are at their lowest ebb.

We try as far as possible to keep our members off the relief rolls by taxation on our employed members. We do a good deal of good in sending our men out, and we pay them. We have sent considerable musician to the various local institutions, the crippled kiddies home, the old age home. We send anywhere from five to ten musicians and we pay them out of our fund, and in that way trying to keep our members off the relief rolls. I have here a group of letters—

Mayor Ellenstein: How many band concerts do you give? The appropriation was \$8,000 last year?

Mr. Finkelstein: \$8,000. Prior to that it had been \$5,200. We tried to get it increased to the original amount which was \$10,000. We thought of coming down this year to get it back to its original amount, which we feel is inadequate.

Mayor Ellenstein: How much was it last year?

Mr. Finkelstein: \$8,200. It was \$5,200 for I don't know how many years prior to that. We got an increase last year, and it is well deserving, a well needed increase in our business. And I would respectfully request that

we have that budget increased back to the original amount, \$10,000.

Mayor Ellenstein: You give band concerts in the parks?

Mr. Finkelstein: Yes, and poor people benefit by those concerts to a great extent. You would be surprised to find ten or fifteen thousand people at these parks who cannot get away. And at the same time it gives employment opportunities to our members.

Mayor Ellenstein: I suppose you give it to the members who are most indigent, those that have the least amount of work?

Mr. Finkelstein: That is exactly the case.

Mayor Ellenstein: What is the disposition of the Commission?

Mr. Clarence Talisman: May I point out that the budget was advertised for \$8,000. It was obviously the opinion of the Director at that time that \$8,000 was a fair figure, considering all the elements involved—

Mayor Ellenstein: The budget was advertised—

Mr. Talisman: It was advertised at \$8,000, but subsequently through general pressure which was exerted on the Commissioner, through various taxpayers' associations, and with some merit, he tried to keep the taxes as low as possible, and that pressure was acceded to and the budget was cut to \$4,000 on the basis of musicians. Some slash was made probably throughout all the budgets, but we feel that the community as a whole has certainly benefited to a much greater extent than the small amount that we are asking for the Commission to put back, \$4,000. The fact is that thousands and thousands of poor people go to listen to those things. I myself have seen crowds of twenty-

five thousand sitting around in the cool grass listening, and I have seen the satisfaction of some of our members who have given their lives to music, play these concerts and give artistic and personal satisfaction to the people. And for that reason we feel the amount of money we ask, \$8,000—we are asking \$10,000—should at least be put back to the amount which was advertised, \$8,000.

Mayor Ellenstein: You originally advertised \$8,000?

Commissioner Murphy: It is \$8,000 now in the budget, isn't it?

Commissioner Franklin: Yes.

Commissioner Murphy: So there is \$8,000 in the budget.

Commissioner Franklin: I say, how does the Commission feel about it?

Mayor Ellenstein: You have not offered a resolution to cut it \$4,000.

Commissioner Franklin: No, but it is one of the contemplated changes.

Mayor Ellenstein: What is the disposition of the Commission?

Commissioner Murphy: There is nothing before us. It has \$8,000 in there.

Mayor Ellenstein: Except—

Commissioner Franklin: Excepting a resolution taking all these reduction in the various divisions—

Mayor Ellenstein: They are contemplating various reductions in the tentative budget.

Commissioner Franklin: Yes: This is among a dozen to be submitted.

Mayor Ellenstein: How does the Commission feel about it?

Commissioner Murphy I am moving for the change they want.

Mayor Ellenstein: Isn't anything really officially before the Commission?

Commissioner Franklin: The only reason I bring it up is because these people are here and I want to give them an opportunity to be heard, that is all. If it is the consensus of opinion of the Commission that it remains at \$8,000 it will remain at \$8,000; if not, it will go to \$4,000.

Mayor Ellenstein: How does the Commission feel about it?

Commissioner Byrne: I think the head of the department ought to take full responsibility. If he wants to reduce it, reduce it; if he doesn't, leave it as it is. It is up to him.

Commissioner Franklin: All right, I will present the resolution then. I haven't the resolution yet. I said at the outset I didn't have the resolution on all the various changes that are to take place in my budget.

Mayor Ellenstein: My own views are that \$4,000 is a lot of money, but considering the harm that it does to the men in this organization, and as a group we all know they have been hit about as hard as anyone engaged in any vocational activity; and then the benefits and the services they do render giving those concerts, I think that \$4,000 can be made up in other directions without reducing it in this fashion, where it means so much to the organization, the Musicians' Local, and means so much to the general welfare of the people of the city. Those who go to the parks on hot evenings and listen to the music, as stated here, sitting on the grass, my own views are, and I don't mind saying it, that the reduction should not be made. Some of the other Commissioners are hesitant about expressing their views.

Commissioner Murphy I have expressed mine.

Commissioner Franklin: What is your view?

Commissioner Murphy: As far as I am concerned, there is no resolution before us—

Mayor Ellenstein: There is no sense of the Director presenting a resolution to reduce it. I have stated just what my position is and I will vote against a resolution to cut it.

Commissioner Murphy: If he puts the resolution up, then that is a different thing. But as far as I am concerned, I made no objection to the \$8,000.

Mr. Finklestein: Director Franklin, how do you feel about our budget for the band concerts? I would like to have your expression on this matter.

Commissioner Franklin: I have made cuts all the way along the line, consonant with economy.

Mr. Finkelstein: We are asking you not to cut us. I have letters signed by Mr. Blan in your department thinking me for the orchestra we sent to the old ladies home. We have sent I don't know how many bands—

Mayor Ellenstein: You do that gratuitously?

Mr. Finkelstein: And we pay our men regular rates.

Mayor Ellenstein: Your Local pays the men?

Mr. Finkelstein: That is right. We seek employment opportunities for our men—

Mayor Ellenstein: When the Broad Street merchants inaugurated the plan to keep open on Wednesdays,

your organization cooperated with the organization on Broad Street at least one or two concerts?

Mr. Finkelstein: The Department of Public Health. This department gave for the graduation of the Nurses' Home, they requested us to send some music. They had no funds to pay for it. This is a letter of thanks from Dr. Craster for thirteen musicians. We paid for them at no expense to the city. We have here from the Irish War Veterans for Mother's Day and Father's Day, a request for us to send musicians to assist in the entertainment. We sent five musicians at one time and we sent five musicians and seven at another time. Here is a letter from Mr. Blan thanking us for the Newark City Alms House Concert. We sent a band up there, approximately twenty-five men, and from taxation by the members that are employed we sent a band up there and paid them. All these things we do without any appropriation, only our own method to do good. The Home for the Blind and all sorts of places.

Mr. Talisman: We have hundreds of these we give out each year.

Mr. Finkelstein: Where an employment opportunity is retarded from us, we don't think they should be retarded, and these deeds we do, we try to keep our members off the relief rolls.

Commissioner Franklin: To bring the matter to a head, I move that the item of \$8,000 for band concerts remain the same as in the advertised budget.

Commissioner Murphy: I second the motion. I don't see any sense in needing a motion.

Mayor Ellenstein: Except you might just as well eliminate it and that will be part of the resolution.

Mr. Finkelstein: It will simply mean we won't have to come down and waste the time of the Commission.

Mayor Ellenstein: It will simply mean that Director Franklin will not include that item in his contemplated resolution.

Commissioner Murphy: Of course, I feel like Commissioner Byrne, that I feel in that respect, I think Commissioner Franklin should say whether it is there or not—

Mr. Finkelstein: I think Commissioner Franklin said he contemplated a cut of \$4,000. We are here for the purpose of preventing that cut.

Mayor Ellenstein: The motion is that it remain the same as advertised with the entire budget.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nays: Commissioner Byrne.

Mrs. Hopp: Commissioner Franklin, I read in the paper you reduced your budget five per cent. Will you kindly tell me how you came to that reduction?

Commissioner Franklin: There was a total reduction of \$170,400.57.

Mrs. Hopp: How did you come to reduce that?

Commissioner Franklin: A decrease of 5-1 per cent. on the advertised budget for 1939.

Mrs. Hopp: How did you reduce that? Who is affected by it?

Commissioner Franklin: Item by item?

Commissioner Franklin: Director's office, \$540; Relief Department, \$30,000; City Hospital, \$35,000; City Home, \$2,840; Baths, \$11,500; Ivy Hill, \$4,090; Convalescent Hospital, \$3,000; Alms House, \$2,800; Relief Administration, \$22,505.57; Rental beds in institutions \$8,625; Band Concerts \$4,000; Celebration Holidays \$2,500; Law Department \$43,000.

Mrs. Hopp: Instead of taking away from City Hospital and those, how would that affect those people by effecting this reduction?

Commissioner Franklin: How will it affect City Hospital?

Mrs. Hopp: Yes, all these items you have mentioned, how will it affect them in any way?

Mayor Ellenstein: Well, we have gone over the matter with Dr. Snavelly and we have eliminated wherever it has been possible.

Mrs. Hopp: Will it hurt people in any way?

Commissioner Franklin: Dr. Snavelly can answer that. On one hand you ask us to reduce, and on the other hand—

Mrs. Hopp: I do not believe in taking it away from infants and little children or people in homes for the aged who depend on City Hospital for assistance. But where I believe we should reduce, that is, Mr. Murphy suggested, get of about five hundred people that are not needed down here and cut down the people that are in the higher up brackets. That is the way I believe it. You know men that are in business and facing a depression, he doesn't raise salaries, he reduces salaries, he reduces wherever he can in order to make ends meet.

That is one thing you gentlemen have not done in the city of Newark.

Commissioner Franklin: Of course, you take this department of mine—

Mrs. Hopp: I don't mean yours, I mean all of them.

Commissioner Franklin: The average pay in my department is around \$1,000—from \$1,000 to \$1,500. That is the average. Most of the people in this very City Hospital that you speak of, there are two hundred and some odd people up there who get \$48 to—

Mrs. Hopp: How about Mr. Snavelly, doesn't he get as much as \$25,000? Would he miss \$5,000 on his salary?

Commissioner Franklin: Dr. Snavelly does not get \$25,000, Dr. Snavelly gets \$10,000.

Mrs. Hopp: Then if he reduced that \$10,000 a couple of thousand would he miss it? Does a man really need that much money?

Commissioner Franklin: Dr. Snavelly—

Mrs. Hopp: Look at the—

Commissioner Franklin: Dr. Snavelly is a very capable administrator, and you cannot get a capable administrator for the City Hospital of the City of Newark, which is one of the outstanding hospitals in this country—

Mrs. Hopp: Well, I don't call it, not in the condition that it is in.

Commissioner Franklin: Of course, we are not responsible for the condition it is in, either.

Mayor Ellenstein: Why do you say that?

Commissioner Franklin. It is a building forty years old.

Mrs. Hopp: You have increased—why don't you rescind the salary appropriations?

Mayor Ellenstein: The trouble is, you don't know anything about it.

Mrs. Hopp: Oh, yes, I do. I am a taxpayer.

Mayor Ellenstein: You think you do. When I came in this department there were 2,285 employees and now there are 1,638. Is that reducing the number?

Mrs. Hopp: I know; I am not looking to what you reduced; I am looking at the tax rate.

Mayor Ellenstein: That is something else.

Mrs. Hopp: Yes, that is something.

Mayor Ellenstein: When I came in to the department there were—

Mrs. Hopp: How do you account for it.

Mayor Ellenstein: Relief, for one thing.

Mrs. Hopp: That is only part of it.

Mayor Ellenstein: Eight and a half million dollars we put in the budget that other cities don't put in the budget because we are on a cash basis.

Mrs. Hopp: There are other cities on a cash basis, too.

Mayor Ellenstein: Then they have a high tax rate.

Mrs. Hopp: Newark has the second highest in the whole United States

Mayor Ellenstein: You asked me a question. Do you want to give me an opportunity to answer it?

Mrs. Hopp: Sure, come on.

Mayor Ellenstein: In the first place, we have over eight and one-half million dollars in the budget this year that we did not have before 1936. Now that money is not allocated against anything. In other words, the Legislature says, "For every dollar you pay in taxes you have got to put in twenty-five cents or twenty-seven cents more." Then the relief load has climbed, administration, economic conditions. Huge reductions in assessments. Falling off of ratables.

Mrs. Hopp: Of course, higher taxation—

Mayor Ellenstein: Lower ratables, higher taxes.

Mrs. Hopp: You cannot expect to make anything out of Newark.

Mayor Ellenstein: You asked why the high tax rate and I am telling you. The average tax rate in the state is over \$5. Other cities have it. I am showing you other cities have a higher tax rate than the City of Newark has, and that is the reason for it. In the first place, this eight and one-half million, or \$8,600,000 should not be in the budget in my mind, not these days. That should have been done when everybody was prosperous and able to meet their taxes. Still, the State has said to do that. Now, under the Bond and Budget Act every City in the State would have been on a cash basis this year. That means they would have to put in a surplus. The Legislature then passed an Act permitting those cities who were not on a cash basis to wait until 1941 before they get on a cash basis. But they gave no relief to the City of Newark and thirty or forty other cities in the state who had already ac-

accumulated—we have already accumulated \$13,000,000 in reserves against uncollected taxes.

Mrs. Hopp: What good does that reserve do when property is being confiscated on a wholesale scale.

Mayor Ellenstein: It doesn't do any good presently, but it will; it is a saving.

Mrs. Hopp: I know; but if a man loses his home, do you mean it is a saving to him.

Mayor Ellenstein: That is why I said to you that that should not be in existence now. That is a stringent law, I agree with you; but the state says that is the law, and we have got to follow it. I agree with you that this isn't the time—

Mrs. Hopp: Has he got a salary increase in there for the teachers this year?

Mayor Ellenstein: I here?

Mrs. Hopp: \$303,000 they appropriated.

Mayor Ellenstein: I haven't the teachers' budget; I haven't the Board of Education budget.

Mrs. Hopp: I thought it was between you and Mr. Byrne.

Mayor Ellenstein: No, that is the Board of School Estimate.

Mrs. Hopp: Are they going to get their increases?

Mayor Ellenstein: They are getting their increments.

Mrs. Hopp: Why not do away with them? Do you think anybody is entitled to increments in these times?

Mayor Ellenstein: You should go

before the Board of Education and give them your views.

Mrs. Hopp: It is here coming out of this budget.

Mayor Ellenstein: It is included in the tax levy.

Mrs. Hopp: You are on the Board of School Estimate, aren't you?

Mayor Ellenstein: That is right.

Mrs. Hopp: Why did you vote on that?

Mayor Ellenstein: Well, it is a long story.

Mrs. Hopp: Well, it shouldn't be a long story.

Mayor Ellenstein: And I will be glad to describe it in detail to you. Let me say this: I appoint the members of the Board of Education. I have tried to pick representative citizens of this city—I don't mean in the upper classes, I mean those who are truly representative, without consideration to political alignment. They receive no salary, and they are taxpayers and they are just as much interested in the welfare of the taxpayer as I am or anyone else. That is my opinion. And they are in closer touch with the situation—Now you start to shake your head and don't permit me to answer.

Mrs. Hopp: But the situation as it is now does not mean they should have their increments do you think so? Where we have confiscation of property on a wholesale scale. Do you mean to tell me a \$4.50 tax rate is justifiable?

Mayor Ellenstein: I am sure if you were a school teacher you would say they should have their increments, because they argue that in the prosperous days they did not have any oppo-

tunity to make money. That is true; they were only allowed to receive a certain amount.

Mrs. Hopp: Why are they allowed in these times—

Mayor Ellenstein: Wait until I tell you. Will you permit me to answer and wait until I am through with the sentence, and perhaps you will understand me. Then it will afford me an opportunity to listen. These increments only reach a certain point in their salary. For instance, the school teacher gets a certain amount, just the same as the police and firemen, and when they reach their maximum they receive no more. And if you talk to school teachers they tell you they have got to continue to take extension courses and things like that even after they have completed their education. But I rely on those members of the Board of Education, and when those members unanimously say that it is their opinion that these increments should be go forward—I don't remember whether the amount was \$300,000 or \$200,000.

Mrs. Hopp: \$303,000.

Mayor Ellenstein: You may be right; I don't remember; it is difficult for me to keep track of all these figures. This budget was passed several months ago, I think in February. The recollection I have it involved \$203,000, but you may be right. But they say to me these people should receive these moneyes. They are non-political and receive no salary, and they are taxpayers that live in the City, don't live on the outskirts. They are affected by it. And when they are close to the situation I feel that after making a general survey that I can rely upon those members of the Board who unanimously agreed on the budget. Now, you may not agree with me—

Mrs. Hopp: No, I do not agree with

you because I feel right now if anybody has a job and is getting most any salary at all, they ought to be satisfied, let me tell you that. Look at the millions of people pounding pavement, just living on the crumbs that fall off somebody's table. I don't think salary increases or increments are justified.

Mayor Ellenstein: The increments, of course, can be suspended.

Mrs. Hopp: What are they going to do when the taxpayer simply says he cannot pay his taxes?

Mayor Ellenstein: Well, that is, of course, the other side of it.

Mrs. Hopp: That is the sorry side of it, let me tell you that. That is the sorry side of it, because I don't think anybody is justified in any increments or anything else, and the Legislature ought to get busy and work on that.

Mr. Joel Schlesinger: I don't like to take your time, it is getting late. I would like to ask a few questions, if I may. You said earlier in the morning as a result of Mr. Darby's letter of yesterday there would be an increase of twenty-eight points.

Mayor Ellenstein: Over twenty-five.

Mr. Schlesinger: Is that twenty-eight over last year's rate?

Mayor Ellenstein: I don't know. As I understand it, the rate is approximately now, under the present conditions of the budget—that is my understanding—about \$4.50. The tax rate was \$4.61. It is \$4.50 now. If this were to go through in accordance with Mr. Darby's suggestion it would be about \$4.75.

Mr. Schlesinger: Now, there has been a lot of discussion this morning about \$22,580 saving. What is

being done now to make \$225,000—or \$1,225,000 further saving to save real estate? You say the average rate throughout the state is \$5. That is true. But the average investments throughout the state are ten and twenty and thirty per cent. compared with a least one hundred per cent, in the City of Newark. So we are paying not a rate of \$4.61—

Mayor Ellenstein: In the suburbs?

Mr. Schlesinger: From Cape May to Sussex.

Mayor Ellenstein: In the suburbs, do you know that as a fact in this county?

Mr. Schlesinger: In this county I doubt if they run over sixty per cent.

Mayor Ellenstein: Compared to Newark?

Mr. Schlesinger: Yes.

Mayor Ellenstein: You are President of the Real Estate Board. Why don't you—the Governor has the authority to appoint a committee to go through the suburbs and see they are properly assessed.

Mr. Schlesinger: You have laws on the book. They lost that through State Tax Commissioner Martin.

Mayor Ellenstein: It permits the Governor to appoint. That was done some years ago, 1923.

Mr. Schlesinger: Tax Commissioner Martin is the only one who can equalize taxes.

Mayor Ellenstein: No, I disagree with you. There is a special Act of the Legislature which permits the Governor to appoint assessors, and it was done in 1922 or 1923. And it was found that in the surrounding localities they were not assessed on a par

with what they were assessed in Newark. The result was that there were very much more ratables found, and that helped the taxpayers in the City of Newark.

Mr. Schlesinger: That was prior to Tax Commissioner Martin's appointment. But the law under which he was appointed, right now he is the only one—if I am wrong I will check it—he has requested in his budget every year an item of \$50,000 for that equalization, but it has been defeated by the assemblymen and senators from other counties. That is what we are up against. So Newark is not paying the average tax rate of \$5, it is paying an average tax rate of \$10 or more.

Mayor Ellenstein: I don't know just how the assessments run. I think in personal property you are right. I am not so certain about real estate.

Mr. Schlesinger: I am pretty positive about real estate, Mr. Mayor.

Mayor Ellenstein: I think Newark is paying a higher proportion.

Mr. Schlesinger: As your taxes go up, values go down. I want to repeat that. I said that at the budget hearing. And I think you gentlemen ought to consider that more seriously. There must be drastic steps taken to reduce this year's budget. Five months have gone by already and we don't know what we are spending.

Mayor Ellenstein: What do you mean by that?

Mr. Schlesinger: Here it is almost the first of June and you have got no budget for the fiscal year 1939.

Mayor Ellenstein: You know why. The Legislature has not done anything to say how much they will contribute.

Mr. Schlesinger: The budget could

have been adopted in February or March. There was no legal restriction toward that.

Mayor Ellenstein: How would that help?

Mr. Schlesinger: At least the people would know where they are at. Today they don't know. That is what we are up against. I am talking as a taxpayer.

Mayor Ellenstein: You are talking like a taxpayer, I know that, but there are other things that you avoid. What has your organization or what have you as an individual don, about the reduction of over \$3,000,000 in the assessments of the Telephone Company for 1935? What has it done about the reduction that was allowed of about \$9,000,000 on the 1936, 1937 and 1938 taxes of the Telephone Company? What has it done about the reduction of \$400,000 the Newark News got just by sending a letter in to the Tax Board, one-third of its personal tax? What have you done about that? Is it because you haven't the courage to do anything?

Mr. Schlesinger: Not at all.

Mayor Ellenstein: Or aren't you convinced that is right. Do you know of any other taxpayer who can send a letter into the Tax Board like the Newark News did and get a reduction of thirty-three per cent. in their taxes without appealing to the State Board and without filing a return sworn to? You don't; and no other taxpayer can do it. You know that, don't you? That was done.

Mr. Schlesinger: I want to answer your question, Mr. Mayor. You asked two questions, one about the Telephone company—my understanding of that was that was an adjudication of the State Tax Board.

Mayor Ellenstein: What was an adjudication of the State Board?

Mr. Schlesinger: The Telephone reduction of 1935.

Mayor Ellenstein: You are mistaken, very much so. Let me tell you, I know—

Mr. Schlesinger: I would like to answer your question the way I understand it

Mayor Ellenstein: You said it was an adjudication of the State Tax Board, and I am telling you it was not. I am telling you that the assessment of the city was affirmed to the extent of \$22,265,000, affirmed by the State Board, by the County Board, and by the Supreme Court. And notwithstanding that, it was reduced \$3,000,000 for that one year, and for 1937 and 1938 it was reduced \$3,000,000 each year. The whole thing, including penalties, amounts to \$580,000. I am compiling all the figures and you will have it very authentically, and it cannot be refuted. But those are the things that you and your organization should consider.

Mr. Schlesinger: The second half of your question, I don't know how to answer that. I don't know that the Newark News sent in a letter or request. I know the reductions have been granted.

Mayor Ellenstein: I am telling you. If you want the details of it I will give them to you.

Mr. Schlesinger: I would like to answer your question, Mr. Mayor. I know other taxpayers and individuals have come before the Board downstairs and on request, without signing sworn statements have been able to obtain reductions. I do know that. So the procedure is not unusual.

Mr. Ellenstein: On personal property?

Mr. Schlesinger: I am talking personal property.

Mayor Ellenstein: Who are they?

Mr. Schlesinger: I will give you a list, if you want.

Mayor Ellenstein: What large corporation do you know of?

Mr. Schlesinger: I am talking about individuals.

Mayor Ellenstein: Small individuals.

Mr. Schlesinger: Naturally.

Mayor Ellenstein: That is not comparable.

Mr. Schlesinger: The proportion is. A \$100 reduction in a \$500 assessment—

Mayor Ellenstein: You show me where any large corporation did not file a statement and received a reduction of thirty-three per cent.

Mr. Schlesinger: Mr. Mayor, we are not running your Board. We cannot. All we can do is—

Mayor Ellenstein: Certainly not; but you can raise your voice; you can object to it if you are interested in the taxpayers, interested in the realtors. You are head of that organization.

Mr. Schlesinger: And as such I am here today on a Saturday.

Mayor Ellenstein: You did not raise your voice against the Telephone Company's reduction when it was affirmed by those three forums.

Commissioner Murphy: I may say

any other taxpayer is entitled to all the information they want. I am satisfied a fair and impartial, and one that is not biased, he would be satisfied that the recommendation is on solid ground.

Mr. Schlesinger: We will have to consider both sides of the story.

Mayor Ellenstein: That is all I ask. All I say is this, that the Telephone Company assessment of \$22,265,000 stood up before the County Board, the State Board, and the Supreme Court. The basis on which that assessment was found was the basis upon which they were assessed in 1936, 1937 and 1938. Without any court decision or any deviation—Incidentally, I will come to that in a minute—that \$17,820,000 was reduced for each year to fourteen million, three hundred and some thousand. Now, that is a reduction of three million each year. That represents a lot of tax dollars, and as I have computed, it represents \$586,000. Now, I have no quarrel with the Telephone Company, don't misunderstand me. And one or more of the Commissioners has said I have always said to give industry a break. But the Telephone Company is a monopoly, and when they are not earning enough money they go to the Public Utilities Commission and say, "Here is the amount of money we have invested. We are entitled to more of a return on our investment." And they get it. And industry cannot do that. If anybody should pay their fair and full taxes, the Telephone Company or like industries, Public Service and Telephone Company; and when they carry all these items on their books as assets, and the law is, and I think you ought to be familiar with it—it was decided in the Wiss case, decided in the Red Bank case, a corporation that carries on its books an item as an asset cannot come in later on and say, "We only carried it for certain purposes," and avoid paying taxation on it. That law has been

clearly set down. And still, notwithstanding that, there is a total of \$12,000,000 ratables; and as I figured it and told you it amounts to five hundred and eight-some thousand dollars. That should have interested your organization.

Mr. Schlesinger: It does; and I will be very happy to get that letter from you—and you too, Mr. Murphy.

Mayor Ellenstein: You will have it within a week.

Commissioner Murphy: Of course, the Mayor is going to answer a letter; I gave him the full facts.

Mr. Schlesinger: I don't know what he is going to do.

Commissioner Murphy: Of course you don't. But there are statements being made here, and I am satisfied to wait until such time as I get his answer, because I tried as much as possible to give both him and the rest of the members of the Commission all the details and facts in this particular case, and until such time as he answers, which I have been waiting for, I have been withholding again bringing it before the Commission.

Mr. Schlesinger: Well, notwithstanding the telephone company, which I think is a utility, not a monopoly—

Mayor Ellenstein: That is one of the specific factors. I say wherever we can save we should save. But at the same time we should consider the big items.

Mr. Schlesinger: With all due respect to each of you individually and collectively—

Mayor Ellenstein: Irrespective of who it affects.

Commissioner Murphy. That is right, and you cannot have two or three taxing policies. There is only one in the State of New Jersey, and that applies to big and small alike.

Mr. Schlesinger: The obligation is a joint obligation, not an individual obligation, for concerted action toward further reduction. There have been some made; I understand more can be made.

Thank you for your time; I know the hour is late.

Mrs. Hopp: I am only a small tax payer in Newark in comparison to the telephone company and all these big corporations, but I know personally why it is that the Real Estate Board, the Chamber of Commerce and all like that, why they don't take a particular interest in those big items, let me tell you that. Personally, I don't know much about these things but I did read in the paper about these reductions and I do know they affect the tax rate, that is a sure thing.

Mayor Ellenstein: Very much so.

Mrs. Hopp: I wonder if the Real Estate Board knows that a taxpayer, if he wants to appeal, his only appeal on his tax assessments, he has to pay one dollar on that. There is another tax bill now pending in Trenton that will make the landlord who rents out three-room apartments, he is going to be assessed for the privilege of renting out a three-room flat or small apartment. That is all included with the tax rate, of course. That is another extra item. As I say, they are putting one over on the small taxpayer, and the big people of Newark don't seem to be interested.

Mayor Ellenstein: Is there anyone else?

Mr. Owen McElroy, 227 South 10th Street: Mr. Mayor, I represent the

Stationary Firemen, Local Number 55, and I am here today appearing before you on the forty-four week for our men which is employed by Director Franklin. We have appeared last year and the year before that, and this year we are supposed to get a forty-hour week. Those men work nights, days, Sunday afternoons, so I am here today in reference to that forty-hour week.

Commissioner Franklin: We had a preliminary discussion about this some months ago and it was agreed that tentatively the five-day or forty-hour week proposition should be put in the budget and discussed later. In the meantime, in the interests of economy I have taken that from my budget.

Commissioner Murphy: If I understand right, that was put in even last year's budget when they came here, and then it was passed by.

Commissioner Franklin: I can't dispute that because I don't recall it.

Mayor Ellenstein: How many stationary firemen have you?

Commissioner Murphy: You have it in the budget now?

Commissioner Franklin: I have it in the budget now, subject to being stricken.

Mayor Ellenstein: Do I understand all these other firemen—

Commissioner Franklin: It amounts to about \$14,000, if I recall correctly.

Commissioner Murphy: Yes, they have five days on the outside.

Mayor Ellenstein: All the others receive the prevailing rate in other departments?

Mr. McElroy: Yes.

Commissioner Murphy: I don't see how we can avoid paying people what prevails outside and in other departments. I don't see how you can avoid that, in all fairness.

Mayor Ellenstein: There isn't any action—there isn't any formal action.

Commissioner Murphy: There isn't any action needed any more than there was in the other, as long as it is in there, and there is no resolution to wipe it out. It is there.

Commissioner Franklin: In all the institutions in my department, the forty-hour week into effect would mean an amount of about \$14,000 a year.

Mr. Steiger: If I hear you correctly, the question involved is the increase in hours, is it?

Mayor Ellenstein: Decrease.

Commissioner Franklin: Decrease in hours, which necessitates the employment of some additional firemen and engineers.

Mr. Steiger: In other words, the decrease is to a five-day week, is that right, forty hours?

Commissioner Franklin: Yes.

Mayor Ellenstein: From 48 to 40 hours a week, which is the prevailing wage and hours a week.

Mr. Steiger: Might I make a suggestion on this point?

Of course, we realize that the tendency is for the hours of work to be decreased. Naturally, forty hours per week are considered the standard rate per week. But there is an offsetting factor which ought to be given consideration too. In the case of employees of the City, even though we would like to give them a lower num-

ber of hours of work, still, they might have mercy on the taxpayer in this respect, that if it entails an additional amount of money required to operate the things which are operated by them, they might in view of the fact their positions are safeguarded and they are sure of a definite income throughout the year, they might at least during this time of stress consider remaining at the places where they are, rather than asking for a decrease to forty hours a week. They should weigh this, that on the outside a person who works under a forty hour week is not always sure of continuing employment, whereas they are. And on that basis, although we will concede that it would be very nice to go on a forty-hour week, still, the conditions being as they are, they might, as I said before, have mercy on the taxpayer and not through such demands burden them that additional money be required for taxation.

Mayor Ellenstein: What do you think about the mercy of it?

Mr. McElroy: Mr. Mayor, the men are receiving forty hours week everywhere are protected the same as they are in the City. We have a contract signed in each place, and this is the only place I am looking for forty-hours is in Director Franklin's department.

Commissioner Franklin: Of course, it is in effect in the other divisions. Director Byrne has it in his department.

Mr. McElroy: Yes.

Mayor Ellenstein: It is in effect in all the other divisions. I think we have two or three men in my department.

Mr. McElroy: Yes, you have. Director Byrne has it also.

Commissioner Franklin: Of course,

there are more in my division than in any other division in the City.

Mr. McElroy: That is right.

Mr. Thomas Gallagher, 174 North 5th Street: The reason we are for forty-hours is to endeavor to put some of the unemployed of our Local to work. Then me that is working is not kicking about working 48 hours, but we have quite a number of men out of work, and this is about the only way we can get employment for them.

This job of firing is a hard job; you are standing in front of the fires. And after these men get advanced in years they get reumatism, these men from time to time quite their jobs through no fault of their own, but just through hard work and the Local has to take care of these men the best we can. In other words, we have assessments up there from time to time in order to help these men out. But they are still willing to work 48 hours, but we are endeavoring to put the unemployed to work. They have got to have work to do or else go on relief or WPA like the rest of the unemployed. That is what we are after. It is an endeavor to give the men who are out of work—

Mrs. Hopp: That means more money for the taxpayer.

Mr. Gallagher: We are all taxpayers.

Mrs. Hopp: If they are on relief they would not get salaries they get that way.

Mr. Gallagher: Where would they get relief from?

Mrs. Hopp: Well, the taxpayer cannot continue to pay; there will be an end to it.

Mr. Gallagher I hope there will be an end to it.

Mrs. Hopp. I hope so, too, and I think it will be a sad end, let me tell you that.

Mayor Ellenstein: All right, suppose we take it into consideration by the Commission, if there is no objection.

Mrs. Hopp: Of course, if everybody else has it they are just as well entitled to it as the rest of them are.

Mayor Ellenstein: Is there anyone else?

Mr. Steiger: As I said before, I have no quarrel with the demand for a forty-hour week, but we certainly like to see as many people put to work as possible. If this request is conceded, I would urge on the other hand, a study be made of the possibilities of so staggering the work of the firemen that a minimum of increase in the cost of firing would take place.

Mayor Ellenstein: Suppose that be done. Director Franklin says that suggestion will be followed.

Mr. Hamburg, do you want to say something?

Mr. Augustus V. Hemburg: I am here in the interests of the Library as to the budget. I had to go out on a call. Have you got up to that?

Mayor Ellenstein: No, the budget will not be adopted until Mr. Darby approves it, so there isn't any action, just a general informal discussion.

Mr. Hamburg: Well, I have been here several times, and while I have the opportunity I will say a word.

I appreciate the position the Commissioners are in and the great and important questions they have got before them. I also appreciate what the people are looking for in the City of

Newark. We are in a deplorable condition as to taxes. People are losing their properties, and will lose property after property during this year. And as I said I appreciate your position, too. There is one thing I believe your people ought to listen to; it doesn't make any difference where you cut, you have got to cut and get your taxes down. We are losing many of our valuable citizens.

Mrs. Hopp: That is right. That is right. (Applauding).

Mr. Hamburg: Thank you. We are losing many of our valuable taxpayers that are selling even at prices they can get. Up our way—

Mrs. Hopp: That is right.

Mr. Hamburg: You cannot sell property within 25 per cent. of what the tax assessments are. That is a broad statement to make, but I will prove it by property that you can buy today, and I know the difficulty you have in holding it down.

I would like to ask the Commission this question: under relief if adopted as proposed, what are the probabilities for additional taxes? How many points?

Mayor Ellenstein: You mean under the last proposition by Mr. Darby? Approximately 25 points.

Mr. Hamburg: Additional?

Mayor Ellenstein: Not over last year. Over last year approximately fourteen points.

Mr. Hamburg: You know, it is a horrible thing to realize—

Mayor Ellenstein: We are endeavoring to get a meeting with the Local Government Board in Trenton, and we will object most strenuously.

Mr. Hamburg. And what do you think the probabilities are of accomplishing that?

Mayor Ellenstein: Well, I have never been a fortune teller and I hate to start at this late date.

Mr. Hamburg: Your Commissioners are perhaps familiar with the figures I am going to place before you. If not, I know about them. Ten years ago in 1929 the per capita cost of administration in the City of Newark was \$64.75. Ten years later in 1939 it is \$190.39. Is that correct? You people know practically.

Mayor Ellenstein: I don't know what the per capita costs are, but I met with a group of Mr. Steiger's organization and that very question came up, and I showed them in those days you did not have relief, you did not have the administration of relief, you did not have the \$12,000,000 that we had last year in reserve, \$8,000,000; you didn't have the other mandatory items such as the Soldier's Bonus in there, and the cost of City Government over which the City Commission has control did not go up, but came down, see? Do I make myself clear?

Mr. Hamburg: Well, I am glad to hear it, but it doesn't show it in the figures.

Mayor Ellenstein: That is true, it comes out of your pocket as a taxpayer, but I am showing you what it is attributed to. It is attributed to the fact we are on a cash basis, and we put in this year, for example, \$8,634,000, something like that in the budget that you did not have to put in in 1928. You had no relief load like we have today. You didn't have the appropriation for WPA projects, white collar project, you didn't have the administration of relief costs in those days that you have today and the soldiers' bonus increase.

Ten years ago I think we were able to assess automobiles but the State took that over. I think that was about 1928. Now, the State took that over and built highways with that money for registration tags. Now, the personal property tax, the only place where it was collectible was on automobiles and motor vehicles, but the State took that over for themselves. And all they did with the proceeds—they didn't replace it with anything else, so the burden falls on property. Then we have lost ratables. Just as you say, real estate values have decreased, and as they have decreased, naturally, the tax rate rises to the same proportion. But when you stop to analyze what the cost of government over which the local authorities have control, not which the state says you have got to put in, which is the debt service increase, you have got to pay interest on your bonds. Those are things that were all accumulated by past administrations, but still you have got to meet your interest charges, you have got to pay amortization of bonds and the like. If you want to analyze those items that relate to the cost of government, you will find it is materially below what it was in 1928.

Mr. Hamburg: That is a good thing to hear.

Mayor Ellenstein: Is is a fact, if you will analyze it.

Mr. Hamburg: I want to say just a word when you come to it on the library. An institution in the country today has more to do with the educational and cultural life of its people than the library of the City of Newark. You, Mr. Mayor, as ex-officio are well acquainted with its work. We have here a wonderful library and in one particular nothing like it in the world, and that is its business branch helping the great business interests of the City of Newark.

Now, we asked for \$600,000 the same as we asked for last year in the original budget. We had a grant of \$560,000. We got along all right. We were asked to go over that budget again and see if we could reduce it. We did, and we submitted a budget of \$560,000 which we will get along with.

Now, we want to say this to you gentlemen, notwithstanding what we want or would like or the people would like, we have got to recognize the fact that just exactly what you people in your departments are being reduced where you can, whatever you give us in the interests of the people of the City of Newark we will guarantee you we will get along. And I want to thank you and the Commissioners.

Mayor Ellenstein: Then you will get along of necessity. But what you are actually asking the City Commission to do is to give you \$560,000. That you say is the minimum under which you can operate the library?

Mr. Hamburg: I didn't say that.

Mayor Ellenstein: Why do you ask for \$560,000?

Mr. Hamburg: Why didn't we ask for \$600,000? There were certain things we would like to do. If you say, "What are they?" We tell you the details. You say they are not necessities, you can get along without them. And whatever you give us we will manage to get along. And I want to thank you for the opportunity of addressing so distinguished a body.

Commissioner Byrne: Mr. Hamburg, I am going to request your Board again to submit a reduced budget of \$500,000 to the auditors for the City, for the Director of Revenue and Finance. They notified me today they cannot accept that due to the fact there is no break-down as to how you

arrive at the \$500,000, if you care to do so. I am telling you personally now I am only going to recommend \$500,000 for the library to the Commission, and I hope that it is satisfactory to you and you will make a break-down.

Mr. Hamburg: Do I understand you want a new estimate?

Commissioner Byrne: Yes.

Mr. Hamburg: A new budget submitted on these figures.

Commissioner Byrne: Yes, sir.

Mr. Hamburg: You shall have it immediately. I will get busy Monday morning on it. May I ask you one question more? When do you expect your budget will be approved in detail?

Mayor Ellenstein: We don't know. We hope the latter part of next week.

Mr. Hamburg: I thought the law compelled you to do it today.

Mayor Ellenstein: No.

Mr. Hamburg: It doesn't?

Mayor Ellenstein: No.

Mrs. Hopp: The law doesn't mean anything in Newark.

Mr. Hamburg: Gentlemen, I appreciate your position.

Commissioner Franklin: I move we adjourn until next Wednesday.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE JR.
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

May 31, 1939

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date in the Commissioners' Chambers at 11 A. M., Daylight Saving Time.

Present: Commissioners Byrne, Murphy and Mayor Ellenstein.

Absent: Commissions Duffy, Franklin.

Mayor Ellenstein The Clerk will read the minutes of the previous meeting.

Commissioner Byrne I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

Commissioner Murphy introduced the following ordinance and moved its adoption on first reading:

The Clerk then read the ordinance as follows:

An Ordinance Authorizing the Execution of a Contract between The City of Newark and the Public Service Coordinated Transport, Modifying and Altering the Contract of January 9, 1929, between The City of Newark and The Said Public Service Coordinated Transport.

WHEREAS, negotiations between The City of Newark and the Public Service Coordinated Transport with respect to the modification and alteration of the existing contract, under

date of January 9, 1929, between the said City of Newark and the said Public Service Coordinated Transport, have resulted in the preparation of a contract setting forth the terms and conditions agreed upon:

NOW, THEREFORE, The Board of Commissioners of The City of Newark, do ordain:

1. The Contract between the City and the Public Service Coordinated Transport upon the terms, covenants, and conditions therein described, be and the same hereby is approved, and the Director of the Department of Public Affairs and the City Clerk of The City of Newark hereby are authorized and directed to execute the said contract on behalf of The City of Newark.

2. This contract shall be in the for following:

"AGREEMENT, made this 29th day of May, One thousand nine hundred and thirty-nine, between THE CITY OF NEWARK, a municipal corporation of the State of New Jersey, hereinafter called "City," of the first part, and PUBLIC SERVICE COORDINATED TRANSPORT, a corporation of said State, hereinafter called "Company," of the second part.

WHEREAS, under date of January 9th, 1929, the parties hereto entered into a contract providing for the construction and operation of "City Railway," to extend from the new Pennsylvania Railroad Station to the boundary line between City and the Town of Belleville, in Essex County, together with loops for turning cars at the termini of said City Railway and other appurtenances; and

WHEREAS, said City Railway has been constructed from said new Pennsylvania Railroad station to a point north of Heller Parkway (except the construction of an underpass at Orange Street and the Delaware, Lackawanna and Western Railroad north of said Orange Street, which by agreement dated July 15th, 1930, between the parties hereto, was deferred until such time as Company should determine that operating conditions required its construction, all as more particularly set forth in said last mentioned agreement); and

WHEREAS, the County of Essex and City are desirous that said City Railway should not be constructed north of the Erie Railroad right of way at North Sixth Street; and

WHEREAS, Company is willing to waive its right to require the construction of said City Railway to the boundary line between City and the Town of Belleville as provided in said contract of January 9th, 1929, upon the conditions hereinafter set forth;

N O W, THEREFORE, T H I S AGREEMENT WITNESSETH, that in consideration of the waiver by Company of its right to have said City Railway extended to the boundary line between City and the Town of Belleville, and the other covenants and conditions hereinafter set forth, the parties hereto agree that the said contract of January 9th, 1929, shall be modified and altered in the following respects, to wit:

1. City Subway shall be extended by City from its present terminus North of Heller Parkway to the southerly line of the Erie Railroad right of way at North Sixth Street, with terminal facilities including a loop for the operation of buses to the terminal station, in accordance with plans and specifications to be prepared, agreed on and signed by or on behalf of City and Company by the respective Chief

Engineers of the respective parties hereto, as provided in paragraph EIGHT of said contract of January 9th, 1929.

2. City will, as and when requested by Company, grant consents for the operation of auto buses to such Terminal Station over such loop and streets connecting therewith, so as to provide adequate and proper service to such Terminal Station.

3. City will, if, as and when operation of the street railway line of Company in and through City Subway by street cars shall be suspended and operation of vehicles as described in R. S. 48: 15-41 shall be substituted for such operation by street cars, pursuant to R.S. 48: 15-43.3 or any other then appropriate act pass such resolution or take such other steps as will be necessary to designate Anthony Street and North Sixth Street, including the extension thereof to the boundary line between City and the Town of Belleville, as an extension of such street railway line operating in and through City Subway, and the location therein of the necessary posts and poles for the operation of such vehicles.

4. Company shall and will during each calendar year of the term of said contract of January 9th, 1929, as modified by this agreement, and of any renewal or extension thereof, in which Company shall operate City Railway, pay to City One hundred and twenty thousand dollars (\$120,000) in semi-annual installments on the 30th day of June and the 31st day of December, in lawful money of the United States of America, for the use of and right to operate City Railway, as defined in said contract of January 9th, 1929, and modified by the provisions of this agreement, with lawful interest upon any installment not paid when due. Nothing in this contract shall affect or modify any existing contract providing for the payment

by Company to City of five percentum of the gross receipts received by Company from passenger traffic within City.

5. In consideration of the foregoing conditions and covenants on the part of City and subject to the conditions hereinafter set forth, Company agrees that the northern terminus of City Railway shall be the southerly side of the Erie Railroad right of way immediately east of and adjoining North Sixth Street, and that Company shall no right hereafter to require the construction of City Subway or any part thereof north of said Erie Railroad right of way, anything to the contrary in said contract of January 9th, 1929, notwithstanding.

6. If at any time in the future it should appear to be to the advantage of Company, City, or both, that said subway should be paved for the purpose of permitting the operation of vehicles of the characted described in R. S. 48:15-41, Company and City may by agreement authorized by resolution of the governing body of City and the Board of Directors of Company provide for and construct such pavement in such manner and upon such terms as may be provided by such resolution and agreement.

7. The object of this agreement being to provide for and make possible the development of the section of the City north of the right of way of the Erie Railroad Company and west of Branch Brook Park, and also the development of the portion of the Town of Belleville in the vicinity of the point where the bed of the old Morris Canal crosses the boundary line between The City of Newark and the Town of Belleville,—this agreement is conditioned upon the governing body of the Town of Belleville granting such consents for the operation of auto buses as may be necessary or desirable to transport passengers to and from such vicinity to the Terminal of

City Subway herein provided for, and also upon the governing body of the Town of Belleville agreeing, if, as and when operation of the street railway line of Company in and through City Sunway by street cars shall be suspended and operation of vehicles as described in R.S. 48: 15-41 shall be substituted for such operation by street cars, pursuant to R. S. 49: 15-43.3 or any other then appropriate act, pass such resolution or take such other steps as will be necessary to designate the extension of Franklin Avenue in said Town as an extension of such street railway line operating in and through City Subway, and the location therein of the necessary posts and poles for the operation of such vehicles.

8. This agreement is further conditioned upon City securing the consent thereto, if the same shall be necessary, of the Reconstruction Finance Corporation. This condition shall be deemed to have been complied with upon there being submitted to and filed with Company a proper letter or agreement signed and executed by the Reconstruction Finance Corporation, either consenting to this agreement and the changes and alterations herein in the agreement of January 9th, 1929, herein provided for, or a statement by said Reconstruction Finance Corporation that the provisions herein contained do not require any consent by it.

9. The conditions recited in paragraph 7 hereof shall be considered satisfied upon the filing with City of a letter signed by the President or Vice-President of Company that it has received satisfactory auto bus consents and a satisfactory agreement with respect to the designation of the extension of Franklin Avenue as an extension of the street railway line operated in and through the Subway.

10. Except as herein expressly and specifically modified the contract of

January 9th, 1929, and the agreement of July 15th, 1930, hereinbefore recited, shall remain in full force and effect.

IN WITNESS WHEREOF, City, in pursuance of an ordinance duly adopted by its Board of Commissioners, has caused its corporate seal to be hereto affixed and this contract to be signed by its Mayor and attested by its City Clerk, and Company has caused its corporate seal to be hereto affixed and this contract to be signed by its President and attested by its Secretary, all as of the day and year first aforesaid.

CITY OF NEWARK,

By.....
Mayor.

ATTEST:

.....
City Clerk.

PUBLIC SERVICE COORDINATED
TRANSPORT,

By.....
President.

ATTEST:

.....
Secretary.

3. This ordinance shall take effect immediately upon final passage and publication in accordance with law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that June 14, 1939, at 11 A. M. Daylight Saving Time, or as soon thereafter as said matter can be reached, and

the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

Mayor Ellenstein: This ordinance will come up for second reading and final passage two weeks from today, June 14.

Commissioner Murphy introduced the following ordinance and moved its adoption on first reading:

The Clerk then read the ordinance as follows:

An Ordinance to provide for the opening and Laying Out of North 6th Street, in the City of Newark, in land of the right of way of the Abandoned Morris Canal.

WHEREAS, The City of Newark, by deed dated June 4, 1927, and recorded in the office of the Register of Deeds of Essex County, in Book Y 76 of Deeds at pages 381-383, became the owner of a tract of land, known as the Morris Canal property, and situated in said city; and,

WHEREAS, it is considered to the interest of the City of Newark to open a portion of said tract as a public street, to be designated as North 6th Street, from a point 26.29 feet, southeasterly of the southerly line of right of way of the Orange Branch of the Erie Railroad, in a general northerly direction 1600 feet, more or less, to the Newark-Belleville line:

Now, THEREFORE,

THE BOARD OF COMMISSIONERS OF THE CITY OF NEWARK DO ORDAIN:

Section 1. That North Sixth Street shall be opened as a public street or highway as follows:

BEGINNING at a point in the westerly line of the Morris Canal right of way, where the same is intersected by the proposed new easterly line of the extension of North 6th Street, said point being 26.29 feet from the southerly line of the right of way of the Orange Branch of the Erie Railroad, as measured south 15° 24' east along said westerly line of the Morris Canal right of way; (1) thence along said proposed new easterly line of N. 6th Street N. 16° 34' 11" east 57.77 feet to the footing of the southeasterly wing wall of the proposed new railroad bridge; (2) thence along said footings N. 64° 04' 55" east 35.53 feet to the easterly line of the Morris Canal right of way; (3) thence along said easterly line North 60° 17' west 45.92 feet to a point in the northerly line of the right of way of the Orange Branch of the Erie Railroad; (4) thence along said easterly line of the right of way of the Morris Canal North 6° 33' 30" East 86.70 feet; (5) thence still along said easterly line N. 3° 21' 45" east 61.50 feet; (6) thence still along said easterly line North 14° 51' east 117.60 feet; (7) thence still along said easterly line N. 21° 05' east 213 feet; (8) thence still along the said easterly line 21° 18' east 425 feet; (9) thence still along said easterly line northerly curving to the left with a radius of 400 feet, 464 feet, more or less; (10) thence northwesterly still along the several courses of said easterly line 152 feet, more or less, to the dividing line between the City of Newark and the Town of Belleville; (11) thence along said dividing line south 38° 17' west 122 feet, more or less,

to the westerly line of the Morris Canal right of way; (12) thence along said westerly line south 53° 30' east 101.06 feet; (13) thence still along said westerly line south 63° 43' east 43.32 feet; (14) thence still along said westerly line southerly curving to the right with a radius of 210 feet, 277.21 feet; (15) thence still along said westerly line south 11° 58' west 136.35 feet; (16) thence still along said westerly line south 19° 43' west 315 feet; (17) thence still along said westerly line south 21° 20' west 260 feet; (18) thence still along said westerly line, southerly curving to the left with a radius of 790 feet, 375.66 feet; (19) thence still along the said westerly line south 5° 46' east 29.24 feet; (20) thence still along said westerly line south 15° 24' east 27.88 feet to the point and place of BEGINNING.

All as shown on a map prepared under the direction of this Board, which map is hereto attached and made a part hereof and a copy of which map is on file in the office of the Chief Engineer, Department of Public Affairs, known and designated as No. 1336-O, dated May 23, 1939. Under and by virtue of the provisions of an act entitled "An Act concerning municipalities," approved March 27, 1917 (P. L. 1917-319), and the supplements thereto and amendments thereof.

Section 2. That said improvement shall be undertaken as a general improvement and the cost thereof shall be assessed against the City at large.

Section 3. That the sum of \$200, is hereby appropriated to pay the cost of said improvement, and for the purpose of meeting said appropriation and temporarily financing said improvement, temporary bonds or notes shall be issued from time to time in an amount not to exceed \$200 under and by virtue of the provisions of an act entitled "An Act to authorize and regulate the issuance of bonds and

other obligations and the incurring of indebtedness by county, city, borough, village, town, township or any municipality governed by an improvement commission," approved March 22, 1916 (P. L. 1916-525) and the supplements thereto and amendments thereof, which bonds or notes shall bear interest at a rate not to exceed six per cent. per annum. All other matters in respect to such temporary bonds or notes shall be determined by the Director of Revenue and Finance, who is hereby authorized to execute and issue said bonds or notes.

Section 4. That this ordinance shall take effect immediately and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that June 14, 1939, at 11 A. M. Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

Mayor Ellenstein: This ordinance will also come up for second reading and final passage two weeks from today, on June 14.

Commissioner Murphy offered the following resolution:

RESOLVED, That the sum of Seven Thousand Seven Hundred Fifty-six Dollars and Sixty-two Cents (\$7,756.62) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve for Over-payment	
Comptroller's Office	\$1,078.42
Cost of Bond Issues	6,567.50
Remissions--Prior Years	
Taxes	110.70
	<hr/>
	\$7,756.62

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, That the sum of Six Hundred Fifty-two Dollars and Sixty-four Cents (\$652.64) be and the same is hereby appropriated to the persons named on the annexed certified list being the bill and claim of the Department of Public Safety, as follows:

Department of Central Purchase	\$652.64
--------------------------------------	----------

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED, That the sum of Six Thousand Four Hundred Six Dollars and Fifty-eight Cents (\$6,406.58) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Home	\$ 516.26
WPA Project 5410-7	
(Newark City Hospital) ..	3,177.91
Convalescent Hospital	2,712.41
	<hr/>
	\$ 6,406.58

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Two Hundred Ninety-nine Thousand Two Hundred Ninety-eight Dollars and Forty-six Cents (\$299,298.46) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works as follows:

Emergency Relief—
Direct

Direct	\$299,298.46
--------------	--------------

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, That the sum of Ten Thousand, Three Hundred Thirty-seven Dollars and Eighty-five Cents (\$10,337.85) be and the same is hereby appropriated to the City Treasurer same being the bills and claims of the

Department of Parks and Public Property, as follows:

Director's Office	\$ 69.16
Public Buildings (City owned property)	132.88
Public Buildings	6,510.91
Public Building (Reserve for Liabilities)	1,198.40
W.P.A. Project No. 4320-7 (Reserve for Liabilities) ..	100.00
W.P.A. Project No. 3-7-1067	8.76
W.P.A. Project No. 3-7-1066	1,677.55
W.P.A. Project No. 1485-7 ..	158.88
Smoke Abatement	12.49
W.P.A. Project No. 5307-7 ..	27-11
Shade Tree	391.48
Weights and Measures	50.23
	<hr/>
	\$ 10,337.85

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Three Thousand, Two Hundred Fifty-eight Dollars and Sixteen Cents (\$3,258.16) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending May 24th and May 27th, 1939, as follows:

Shade Tree	\$ 1,976.16
Public Buildings	1,282.00
	<hr/>
	\$ 3,258.16

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, That the sum of One Thousand, Five Hundred Thirty nine dollars (\$1,539.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Airport Construction\$1,539.00

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Eight Hundred, Eighty-eight Dollars and Forty-four Cents (\$888.44) be and the same hereby is appropriated to the persons named, as per Certified List attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Newark World's Fair
Committee (Contingent)....\$ 308.42
Water 527.25
Doremus Avenue Bridge—
General Account 10.50
N. J. State Highway Route
No. 21 Const. 42.27
\$888.44

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Thirty-five Thousand Eighty-five Dollars and Fifty Cents (\$35,085.50) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer, weekly payroll,
Period ending May 24, 1939.

Newark Airport	\$ 2,413.65
Bureau of Motors	2,589.66
Bureau of Streets	1,539.40
Bureau of Sewers	935.73
House Sewer Connections..	407.43
Bureau of Street Cleaning	17,210.69
Street Construction	550.48
Bureau of Docks	754.80
Bureau of Water	8,683.66
	<hr/>
	\$ 35,085.50

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, the Local Government Board, upon application by the Board of Commissioners of the City of Newark, has consented to certain changes in the 1939 Budget with respect to

DOWN PAYMENTS ON IMPROVEMENTS

and has agreed that the amount that should be appropriated in the 1939 Budget for Down Payments on Improvements is to be \$148,958.34, and has agreed to allow the inclusion of

\$82,750 as revenue available from
down payment moneys.

NOW, THEREFORE, BE IT RE-
SOLVED by the Board of Commis-

sioners of the City of Newark that
the consent of the Commissioner of
Local Government is hereby requested
to effect the following changes in the
1939 Budget:

	From	To
Municipal Debt Service:		
Down Payment of Improvements	\$ 18,758.34	\$148,958.34

Special Revenue to Be Allowed by the Commissioner of Local Government:

Down Payment Moneys Released through Spe- cial Approval of the Local Government Board	82,750.00
--	-----------

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

WHEREAS, the Board of Commis-
sioners of the City of Newark, N. J.
deem it advisable to effect certain
changes in the 1939 Budget;

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Mur-
phy, Mayor Ellenstein.

THEREFORE, BE IT RESOLVED,
by the Board of Commissioners of the
City of Newark, that the Commis-
sioner of Local Government is hereby re-
quested to give his consent to the
following changes:

	From	To
Department of Public Works, Director's Office:		
Other than Personal Service	2,490.00	1,950.00
Bureau of Health:		
Personal Service	580,800.00	570,800.00
City Hospital:		
Personal Service	619,532.00	592,903.00
Other than Personal Service	363,370.00	361,579.00
City Home:		
Personal Service	78,233.00	77,673.00
Other than Personal Service	59,543.00	57,263.00
Bureau of Baths:		
Personal Service	131,446.00	130,446.00
Other than Personal Service	40,690.00	33,190.00
Ivy Hill Power Plant:		
Personal Service	66,521.00	65,521.00
Convalescent Hospital:		
Personal Service	50,084.00	48,311.00
Other than Personal Service	35,622.00	34,395.00

	From	To
Newark Alms House:		
Personal Service	59,993.00	58,193.00
Other than Personal Service	72,500.00	71,500.00
Relief Administration:		
Personal Service	560,000.00	537,494.43
Rental of Beds in Institutions	17,250.00	8,625.00
Celebration of Holidays	9,200.00	7,000.00
Law Department:		
Other than Personal Service	49,100.00	18,600.00
W. P. A. Transportation	7,200.00	8,200.00
Legislative Expense:		
(As Appropriated by Resolution No. 4863).....	3,000.00	6,500.00

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

amounts to be raised by taxation, reserve for uncollected taxes, and any and all other required changes;

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

WHEREAS, the Budget of the City of Newark for the year 1939, approved April 4, 1939, has been changed by the Board of Commissioners by several resolutions adopted since the approval of the said Budget, and

WHEREAS, the Local Government Board has authorized the City of Newark to make changes in the appropriation for Direct Relief for the year 1939,

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that there be appropriated for the item of Direct Relief in the 1939 Budget of the Department of Public Works such amount as may be necessary to produce a tax rate for the City of Newark for the year 1939 of \$4.61 per \$100 valuation, after making the proper changes in

BE IT FURTHER RESOLVED that the Director of the Department of Revenue and Finance be, and he is hereby authorized to make such changes as may be necessary to establish the said tax rate of \$4.61 per \$100 valuation, in the manner aforesaid.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

WHEREAS, The City Commissioners deem it advisable to decrease certain items of appropriations in the Department of Parks and Public Property:

BE IT RESOLVED: That the consent of the Commissioner of Local Government is hereby requested to give effect to the following reductions:

	From	To
NEWARK MUSEUM:		
Personal Service	\$105,086.00	.....
Other than Personal Service	17,414.00	.....
	<u>\$122,500.00</u>	.....
NEWARK MUSEUM		\$100,000.00
FREE LIBRARY:		
Personal Service	\$382,350.00	.....
Other than Personal Service	177,650.00	.....
	<u>\$560,000.00</u>	.....
FREE LIBRARY		\$500,000.00

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy.

Not Voting: Mayor Ellenstein.

WHEREAS: Alfred L. Kirby has submitted to the Board of Commissioners that there is a money judgment in excess of Twenty-five Thousand and Dollars (\$25,000) to which The City of Newark is entitled; and

WHEREAS: He has agreed to submit detailed information relative thereto in consideration of payment to him of fifteen percentum (15%) of the moneys that may and shall be paid over to the City in satisfaction of said judgment, and for which consideration he will do all things and defray all costs and expenses in the collection of said judgment; and

WHEREAS: It is conditioned that such information does not arise out of or during the said Alfred L. Kirby's employment and office as a member of the Board of Assessment and Revision of Taxes, and is not an omitted tax assessment, or any plan relating thereto or involving the assessment of property; and

WHEREAS: The Corporation

Counsel has by direction of the City Commission prepared a proposed agreement to be entered into between Alfred L. Kirby and the City, copy of which is attached hereto and made a part hereof;

THEREFORE, BE IT RESOLVED: By the Board of Commissioners of The City of Newark that the Director of Revenue and Finance be and he is hereby authorized to enter into an agreement with said Alfred L. Kirby for and on behalf of the City, according to the terms and conditions of the attached proposed agreement, and to execute same, subject to approval thereof by the Corporation Counsel as to form and contents of said agreement.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

BE IT RESOLVED: By the Board of Commissioners of the City of Newark that a public hearing be held on Saturday, June 3, 1939, at 10 A. M. (Daylight Saving Time), at the Council Chamber, City Hall, Newark, on

the new items of appropriation in amount in excess of one per cent of the total amount of appropriations as stated in the budget approved April 4, 1939, and of all items of appropriation which have been increased or decreased by more than ten per cent of the amount of such item as stated in the budget approved April 4, 1939, and of all items of appropriation which have been increased or decreased by more than ten per cent of the amount of such item as stated in the approved budget, and on all items increasing the amount to be raised by taxes, by more than five per cent of such amount as stated in the budget approved April 4, 1939;

BE IT FURTHER RESOLVED: That the notice of the public hearing, together with the list of said changes in the approved budget, be published in the Newark Morning Ledger, Newark Star Eagle, and the Newark Evening News, on June 1, 1939.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

WHEREAS: Heretofore certain water was used at premises assessed in the name of Fred Croft, at No. 226 Orange Street, on the books of the City of Newark, for which a charge of \$398.48 is now outstanding on said City books; and,

WHEREAS: It is alleged by the owner of said premises that during the period said water is alleged to have been consumed, he had no knowledge of any water being used, if any, except as billed and paid for; and that the water so as aforesaid alleged to have been used was evidently stol-

en, without the knowledge or consent of the owner, said Croft; and,

WHEREAS: Said owner has refused to pay such water charges outstanding against said premises, asserting that no contractual relationship of buyer and seller has existed between him and the City; and

WHEREAS: In the opinion of this Board, and upon advice of the Law Department such claim for collection, in view of the decisions on cases of similar nature rendered by the courts of this State, the aforesaid claim is uncollectible;

THEREFORE, BE IT RESOLVED: By the Board of Commissioners of the City of Newark, that for the purpose of avoiding litigation and for the best interests of the City, it is advisable that the claim of the City against said Croft, for water alleged to have been used at premises No. 226 Orange Street, Newark, be cancelled on the books of the City of Newark; and

BE IT FURTHER RESOLVED: That the proper officers of the City be and they are hereby authorized and directed to cancel the aforesaid charge, in the sum of \$398.48 outstanding on the account books of the City for water used at the premises hereinabove referred to.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

The Director of the Department of Parks and Public Property submits the items, as hereinafter set forth, as obligations incurred by his Depart-

which were necessary in the conduct of its affairs and recommended for approval by the Director, who certified as to its correctness.

THEREFORE, BE IT RESOLVED: By the Board of Commissioners of The City of Newark that the following purchases of materials, supplies, and labor, by authority of the Director of the Department of Parks and Public Property, be and the same are hereby approved:

Shade Tree Division

April 15, 1939 — Atlas Auto Repair Co., Inc., Oiling and greasing truck, \$4.05.

Carl Bannwart, Incidental expenses April 11, 1939 to May 1, 1939, \$16.69

April 13, 1939, DeCozen Motor Co., Repairs Plymouth Sedan, \$19.04.

April 27, 1939, Max Kotler, Repairs Door and Lock, Hayes Park Comfort Station, \$2.00.

April 24, 1939, R. A. McDonough, Repairs to tire, \$5.30.

Sterling Motors Corp., Repairs to autos March 8, 1939 April 8, 1939, April 8, 1939, April 29, 1939, \$68.70.

H. W. White, Garage rent for dump truck for April, 1939, \$7.00.

And, following procedure established during previous administration and continuing since the following persons for transportation and telephone calls while in performance of Shade Tree work during April, 1939, to wit.

Cornelius J. Cronin	\$5.00
William C. Hicks	3.00
Walter E. MacPherson	5.00
Andrew J. Sweeney	5.00
Solomon Newbarth	5.00
Hugh P. Sweeney	5.00
Patrick J. Tansey	5.00

Weights and Measures Division

Superior Garage of Newark, Storage and service April 1st to 30, 1939, Repairs, April 25, 1939, \$32.00.

Williard E. Reed, Incidental expenses April 3rd, 14th 28th and May 14th and 28th, \$10.00.

Public Buildings

N. J. Toilet & Towel Supply Co., April 5 to 28, 1939, \$42.24.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the Director of the Department of Public Works be and he is hereby authorized to advertise for bids for the removal and repairing to present fire escapes on north wing, Camden Street elevation, at the Newark City Hospital, as required by the Bureau of Combustibles and Fire Risks, in connection with the City Hospital Alterations for the elimination of the existing fire hazards.

Bids to be received between the hour of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

RESOLVED: That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Groceries and Dairy Products, and One (1) Incinerator, for the Department of Public Works, also Steel Bars and Structural Steel for the Department of Public Works.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

WHEREAS: The contribution by the City in various W. P. A. projects is inclusive of furnishing typewriters; and

WHEREAS: The Director of the Department of Parks and Public Property has entered into agreements for the rental of a number of typewriters at a monthly rental, with fixed purchase prices when the rental charge paid has amounted to such purchase price in each case, all of which is set forth on the attached schedule;

THEREFORE, BE IT RESOLVED: By the Board of Commissioners of the City of Newark that the action of the Director of the Department of Parks and Public Property in the making of the aforesaid agreements be and is hereby ratified:

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

Rental of second-hand typewriters with privilege of acquisition when rentals amount to the purchase price.

Date effective, April 27, 1939; typewriter numbers, 6 Woodstock Typewriters, numbered: 5N-393301, 393305, 393307, 393309, 393310, 393310 Monthly rental price \$2 each. Purchase price \$30 each.

Rental applicable to purchase price. When rentals equals purchase price the typewriters become the property of the City of Newark.

For W. P. A. Project No. 2181-7.

July 23, 1938, 3 Woodstock Typewriters. Numbered 5N-395015, 379625, 390519. Monthly rental price \$2 each. Purchase price \$30 each.

Rental applicable to purchase price. When rentals equals purchase price the typewriters become the property of the City of Newark.

For W. P. A. Project No. 1485-7.

August 2, 1938, 2 Woodstock typewriters, numbered 5N Elite 399602, 395016; monthly rental price \$2 each. Purchase price \$30.

Rental applicable to purchase price. When rental equals purchase price the typewriters become the property of the City.

For W. P. A. Project No. 1485-7.

November 25, 1938, 1-12" Woodstock Typewriter, Elite No. 345410, Monthly rental price \$2.25. Purchase price \$35.

January 4, 1939, 1-18" Woodstock typewriter, No. 482821 Elite. Monthly rental price \$6.88. Purchase price \$77.50.

For W. P. A. Project No. 1485-7.

Rental applicable to purchase price. When rental equals purchase price the typewriters become the property of the city.

February 6, 1939, 2-11" Picas 5N-320560, 395222 Woodstock typewriters, \$2.00 each per month; \$30.00 each.

February 6, 1939, 1-12" Pica Woodstock Typewriter No. 360962, \$2.25 per month. \$35.00 each.

For W. P. A. Project No. 5406-7.

Rental applicable to purchase price. When rental paid equals purchase price the typewriter becomes the property of the City.

May 8, 1939, Woodstock 11" machines, \$3.00 month; \$30.00 each.

May 8, 1939, 5N-398857-P, \$3.00, month; \$30.00 each.

May 8, 1939, 5N-399977-P, \$3.00, month; \$30.00 each.

May 8, 1939, 5N-399986-P, \$3.00, month; \$30.00 each.

May 8, 1939, 5N-399992-P, \$3.00, month; \$30.00 each.

May 8, 1939, 5N-376349-P, \$3.00, month; \$30.00 each.

May 8, 1939, 5N-374272-P, \$3.00, month; \$30.00 each.

For W. P. A. Project No. 3-7-5660.

Rental applicable to purchase price when rental paid equals purchase price the typewriter becomes the property of the City.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

WHEREAS: In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly so-

solicited, received and opened bids for furnishing and delivering the following materials, therefore be it

RESOLVED: By the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark be and the same hereby are awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

HARRISON SUPPLY COMPANY—
Harrison, N. J.

(Department of Public Affairs)

Approx. 10,000 bags Regular Portland Cement (Sections 405-407 Bureau of Streets Standard Specifications) truck delivery to various streets @ .56 bag.

JAMES H. MILLER & COMPANY,
Newark, N. J.

(Department of Public Affairs)

Approx. 10,000 bags Regular Portland Cement (Sections 405-407 Bureau of Streets Standard Specifications) carload delivery to City Asphalt Plant @ .5298 bag.

H. G. MOONEY COMPANY,
Newark, N. J.

(All departments excepting Revenue & Finance)

Approx. 350 cases Toilet Tissue, 50 rolls to case, 2,000 sheets to roll—

A Standard case lot @ .0519 roll.

B Broken case lots @ .06 roll.

Approx. 800,000 3½ ounce Paper Cups, flat bottom @ \$1.79 M. less 2%.

VIGGO-ANDERSON COMPANY,
BAILEY & ALLING LUMBER CO.
WHITEHEAD METAL PRODUCTS
CO., INC.

Monel Metal, Metal Moulding and
Tile for City Hospital WPA Project
No. 5410-7.

The above as per unit prices shown
on file in the Department of Central
Purchase.

FRANKLIN LUMBER COMPANY,
RELIABLE BOX & LUMBER COM-
PANY

Lumber for Swimming Pools at unit
prices shown on list on file in the
Department of Central Purchase.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Mur-
phy, Mayor Ellenstein.

WHEREAS: In accordance with the
statute and by authority of the Board
of Commissioners of The City of New-
ark, the Director of the Department
of Parks and Public Property publicly
advertised solicited, received and
opened bids for the installation, on a
monthly rental basis, for a period of
twelve months, of electric bottle water
coolers; and

WHEREAS: The Director of the
Department of Parks and Public
Property deems the bid of the Great
Bear Spring Company to be the bet-
ter, low responsible bidder; at \$1.75
per unit permonth;

THEREFORE, BE IT RESOLVED:
By the Board of Commissioners of
the City of Newark, that the contract
for furnishing and installing electric

bottle water coolers for a period of
one years, on a monthly rental basis,
be and is hereby awarded to the Great
Bear Spring Company; and the Di-
rector of the Department of Parks
and Public Property be and he is here-
ly authorized to execute a contract,
in accordance with the proposal for
bids, for on behalf of the City of
Newark, and approved as to form by
the Law Department.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Mur-
phy, Mayor Ellenstein.

WHEREAS: The Director of the
Department of Parks and Public
Property did, on May 11, 1939, find
it necessary to have certain plumbing
work done at Harrison Park, and did
solicit informal bids, and J. G. Mc-
Guire, 246 Woodside Avenue, was
deemed the lowest responsible bidder;

THEREFORE, BE IT RESOLVED:
By the Board of Commissioners of
The City of Newark that the action
of the Director of the Department of
Parks and Public Property in con-
tracting with J. C. McGuire for fur-
nishing labor and materials in con-
nections for water hose and pits and
gate valves, and accessories, at Har-
rison Park, for the sum of Twenty-
eight Dollars (\$28.00) be and the
same is ratified and approved for pay-
ment.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

yeas Commissioners Byrne, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS: Meyer C. Ellenstein, Director of the Department of Public Affairs desires to file with the United States Works Progress Administration, a project application to conduct a survey of the municipal operations of the City of Newark; and,

WHEREAS: The contribution requested of the United States Works Progress Administration for said project amounting to \$78,341.64 is contingent upon the expenditure of \$15,416.00 by the City of Newark;

THEREFORE, BE IT RESOLVED: By the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs is hereby authorized to expend the sum of \$15,416.00 for the purpose aforesaid.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

WHEREAS: The Board of Commissioners of the City of Newark, did on May 17, 1939, adopt resolutions appointing David M. Bernstein and John A. Connolly to the position of Deputy Clerk of the Second Criminal Court and Night Police Court respectively, and

WHEREAS: The Civil Service Commission has requested that the title of said Clerks in said resolutions be changed to read "Deputy Court Clerk," now, therefore,

BE IT RESOLVED: That resolution No. 4828-F be amended to read: "NOW, THEREFORE, BE IT RESOLVED: That David E. Bernstein, having been certified as eligible by the Civil Service Commission, be and he is hereby appointed to the position of Deputy Court Clerk of the Second Criminal Court of the City of Newark, at an annual salary of \$2,500, per annum, payable semi-monthly as other salaries are paid, effective May 17, 1939." and that resolution No. 4829 be amended to read: "NOW,

THEREFORE, BE IT RESOLVED: That John A. Connolly, having been certified as eligible by the Civil Service Commission, be and he is hereby appointed to the position of Deputy Court Clerk of the Night Police Court of the City of Newark, at an annual salary of \$2,500 per annum, payable semi-monthly as other salaries are paid, effective May 17, 1939."

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

WHEREAS: Societa Corpus Christi, a non-pecuniary corporation organized under the Laws of the State of New Jersey, sponsoring the official celebration of the feast day of Corpus Christi, under the auspices of St. Lucy's Roman Catholic Church, has made application for permit for fireworks display on Sheffield Street, Eighth Avenue and D'Auria Street, on Sunday, June 11, 1939, between the hours of 2.30 and 8.30 P. M., and between the hours of 7.00 and 10.30 P. M., and

WHEREAS: Said application has been duly approved by the Chief of

Police and the Fire Department of the City of Newark;

THEREFORE, BE IT RESOLVED:
By the Board of Commissioners of the City of Newark, that permission is hereby granted to Societa Corpus Christi, a non-pecuniary corporation organized under the laws of the State of New Jersey, sponsoring the official celebration of the feast day of Corpus Christi under the auspices of St. Lucy's Roman Catholic Church, to conduct the firework display as applied for on the posting of a bond in the sum of Three Thousand Dollars (\$3,000.00), as provided by Chapter 51 of the Laws of 1937, said bond to be approved as to form by the Law Department.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

Application of Societa Corpus Christi for permission to display fireworks on June 11, 1939, on Sheffield Street, Eight Avenue and D'Auria Street was received and ordered filed.

WHEREAS: An application has been made to The City of Newark by Societa Corpus Christi, for a permit to display fireworks on June 11, 1939, in the official celebration of the feast day of Corpus Christi under the auspices of St. Lucy's Roman Catholic Church, on Sheffield Street, Eighth Avenue and D'Auria Street, and

WHEREAS: A Bond as required by Chapter 51 of the Laws of 1937 has been filed, furnished by the said Societa Corpus Christi, as principal and the Indemnity Insurance Company of North American (Philadelphia) as

surety, the form of which has been approved by the Law Department of the City of Newark;

THEREFORE, BE IT RESOLVED:
By the Board of Commissioners of the City of Newark, that said bond be

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

The following communication was received and read:

**BOARD OF ADJUSTMENT
NEWARK, NEW JERSEY**

May 23, 1939.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day a resolution was adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928, (40; 55-39 Revised Statutes of 1937), that the following application for a variance from the terms of the Zoning Ordinance be allowed, such recommendation to be withheld pending the filing of new plans showing the required changes:

86-88 Lyons Avenue; Fred J. Bock; in a 1st business district the erection of a store beyond the required setback line; on condition that the building be not more than a hundred feet in depth, that the cellar be in the front part of the building, and that there be only one

door in the rear for emergency exit.

Respectfully submitted,

BOARD OF ADJUSTMENT,
R. B. Rankin,
Secretary.

Ordered received, and copy sent to each Commissioner, and further action postponed to June 7, 1939.

The City Clerk presented the following:

"Application of Society of the Babies Hospital, owner; for the construction and operation of a gasoline station including lubritorium and automobile laundry in a 3rd residence district; premises 171-177 Littleton Avenue; on condition that automobiles enter this station by way of Thirteenth Avenue and leave by way of Littleton Avenue, with the flow of traffic; same to be constructed and operated in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending eight years from date hereof."

Mr. John J. Reilly: We ask for a postponement of a week because my son was called away by an emergency.

Mayor Ellenstein: Is there any objection to that?

Then there are only three members of the Board present. Unfortunately at last Wednesday's meeting after the representatives had left, the Commission realized that this was the day after Decoration Day, and there was another matter that had been deferred on that day which was deferred for two weeks because we had at least contemplated maybe one or two of the Commissioners would not be present the day after Decoration Day. Unfortunately it only came to the attention of the Commission after all the par-

ties in this matter had left, so there could not have been any definite action.

Mr. H. Andrew Moore: The only thing is, we have all been heard in this matter and the matter was adjourned and decision was reserved because Director Byrne wanted an opportunity to view the property.

Commissioner Byrne: I have been there and I am ready to vote.

Mr. Moore: And the fact Mrs. Reilly's son is not here, I don't see that can change the vote any. We are not here to argue this thing over again.

Mayor Ellenstein: It was deferred to permit.—

Mr. Moore: Yes, we have been all through it. I did not expect to argue it.

Mayor Ellenstein: There isn't anything supplemental you want to add?

Mr. Reilly: We understand there is an application in at the present time for another gas station in the neighborhood, a preliminary application. There is a preliminary application in with the Zoning Board right at this present minute.

Mr. Moore: I don't see where that has got a thing to do with this. That will have to go before the Zoning Board.

Mayor Ellenstein: Another application in that vicinity?

Mr. Reilly: Yes.

Mr. Moore: Do you know of any, Mr. Rankin?

Mr. Rankin: I do not.

Mr. Reilly: We checked it up a week ago today and verified it. You have a preliminary application.

Mr. Rankin: I was out two or three days last week with the grippe, but I can check with my office very easily.

Mr. Moore: I don't see what difference it would make if you had six of them. Those things are to be taken up in due course.

Mr. Reilly: It means a whole lot. You ought to argue that this is not going to do much harm, but you are. To open up something which allows others to come in. We claim it is going to ruin our property.

Mr. Moore: You have already been through that, Mr. Reilly.

Mayor Ellenstein: You say there is another application in that vicinity?

Mr. Reilly: Yes.

Mayor Ellenstein: Where is it?

Mr. Reilly: I believe across the street.

Mr. Heinisch: I think it is the Schaeffer and Fischer Place.

Mayor Ellenstein: Is that the garage?

Mr. Heinisch: No,—I guess it is used for that now. It has been used for years and years.

Mayor Ellenstein: That is on Thirteenth Avenue.

Mr. Heinisch: On Littleton Avenue where the jog comes.

Mayor Ellenstein: It faces the jog?

Mr. Heinisch: Faces right in the jog, yes.

Mayor Ellenstein. Do you object to giving Mr. Reilly an adjournment?

Mr. Moore: My only reason for objecting, I have been here all day and if there was any logical reason—as I said, we have argued this case. It was adjourned for just one reason: Director Byrne wanted an opportunity to view it. I have been sitting here, Mr. Hamburg was here, and we have been all here waiting patiently all day. Mr. Reilly and his son were here and he did say a word about adjournment.

Mr. Reilly: My son was here up until fifteen minutes ago. He had to go away.

Mr. Moore: I will consent that Mr. Reilly is going to say what his son would have said.

Mr. Reilly: He would probably say a little more.

Mr. Moore: I will let the Commission take that into consideration.

Mr. Reilly: We didn't raise any objection last week when asked for a postponement.

Mr. Moore: I felt Director Byrne was entitled to a postponement.

Commissioner Byrne: That was two weeks ago. I was not here last week.

Mr. Reilly: There is no full Board here.

Mayor Ellenstein: What is the disposition of the Board? Mr. Reilly asks for an adjournment and the applicant objects.

Commissioner Byrne: Personally, I am ready to vote; but if it doesn't prejudice the other side, it seems that it might be a reasonable request. I did see Mr. Reilly's son sitting here, but he is a doctor. I don't know why he left.

Mayor Ellenstein: He had an emergency call. So he couldn't tell you of the adjournment until after his son had left. What is the disposition of the Commission?

Commissioner Murphy: I think the extension of time should be granted. The man is asking for it. I personally think if he feels as though they can make a better presentation before the Commission as to why it should be opposed—

Mr. Reilly: I think it would be only fair to hold it off for the full Board. Three years ago it was heard and it was—there is three of the old Board in the Commission, and I feel in justice to us and all property owners in that neighborhood that it should be deferred even if it does to next October, until such time as we have a full Board.

Commissioner Byrne: I can't see that, because you don't know if you are ever going to have a full Board.

Mr. Moore: Mr. Reilly didn't feel last week that you should have a full Board. As a matter of fact he objected to my asking—

Commissioner Murphy: I move we extend it one week and have a final decision on it next week.

Commissioner Byrne: Is that satisfactory?

Mayor Ellenstein: All right.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS: The City of Newark

entered into an agreement with the Trust Company of New Jersey, on May 24, 1938, for certain premises described in the copy of lease hereto attached and made part hereof, for a period from May 1, 1938 to April 30, 1939, for the storage of water pipe and other materials in connection with the construction of a 48-inch water pipe line along North 7th Street from the Bloomfield Avenue Tower to the Delaware, Lackawanna and Western Railroad; and

WHEREAS: It is necessary to continue the use of said premises for a period of six months from May 1, 1939; and,

WHEREAS: Federal Deposit Insurance Corporation (a corporation organized and existing by virtue of an Act of Congress), has succeeded to and taken over the management of the Trust Company of New Jersey;

THEREFORE, BE IT RESOLVED: By the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs of the City of Newark and the City Clerk be and they are hereby authorized and directed to execute, on the part of the City of Newark a lease with Milton T. MacDonald, Agent for Federal Deposit Insurance Corporation, for premises described in said lease, a copy of which is annexed hereto and made part hereof, upon the terms and conditions set forth in said lease.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

Commissioner Byrne: I move we ad-

journal to Saturday, June 3, 1939, at
ten A. M.

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

The Board of Commissioners of the
City of Newark, New Jersey.

Yeas: Commissioners Byrne, Mur-
phy, Mayor Ellenstein.

H. S. REICHENSTEIN,
City Clerk.

APPROVED:

MINUTES OF MEETINGS OF THE Board of Commissioners

June, 1939

Newark, N. J., June 3, 1939.

An Adjourned meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 10 A. M. Daylight Saving Time.

Present: Commissioners Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioners Byrne, Duffy.

Mayor Ellenstein: This is the adjourned meeting of the City Commission's regular meeting, and also a hearing on the changes in the budget as advertised on June 1st.

Is there any person who desires to be heard in respect to the advertised changes in the budget?

Mr. Arthur Egner appeared in reference to the proposed change in the appropriation for the Newark Museum from \$122,500 to \$100,000 and urged that \$122,500 be placed in the budget.

Corporation Counsel O'Brien stat-

ed that as the amount was advertised in the original budget the change would not have to be advertised.

After discussion relating to the appropriation for poor relief, which was insisted upon by Walter R. Darby, Commissioner of Local Government, Commissioner Franklin moved that a telegram be dispatched to the Local Government Board asking for a meeting at the earliest possible convenience to them and have the entire Board present.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: I don't think there is anything else except the resolutions to be read.

Commissioner Murphy: I would like to be able to sign it, but I certainly feel as though we ought to give Commissioner Byrne an opportunity Monday, I think there is still time.

Mayor Ellenstein: There is a com-

munication from Commissioner Darby that should be read and made part of the record.

State of New Jersey

Department of Local Government

Trenton, June 2, 1939.

Mr. Harry S. Reichenstein, Clerk,
City of Newark,
County of Essex,

Newark, New Jersey.

Re: City of Newark

Dear Sir:

One copy of the 1939 budget of the City of Newark, County of Essex, is enclosed. This budget has been disapproved and the reasons are set forth on the certification attached to the budget.

It is brought to your attention that the statutes require that certified copies of approved budgets be filed with this Department within three days after the approval of the governing body.

Very truly yours,
W. J. Blurton,

Assistant Supervisor.
For: Walter R. Darby,

Commissioner of Local Government.

Mayor Ellenstein: It is disapproving of the budget pending these recommendations made by Mr. Darby. If there is no objection, it will be received and filed, and await final disposition until the City Commission meets with the Local Government Board.

Commissioner Murphy offered the following resolution:

WHEREAS, the Commissioner of

Local Government has disapproved the Budget submitted to him by The City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the following Notice be advertised in the Newark Morning Ledger, Newark Star-Eagle and Newark Evening News, on June 5, 1939:

"June 2, 1939

Trenton.

BUDGET CERTIFICATION
City of Newark

I, Walter R. Darby, Commissioner of Local Government, have this second day of June, 1939, under the provisions of section 40: 2-53 of the Revised Statutes, refused to approve the attached budget of the City of Newark, County of Essex, for the following reasons:

1. Insufficient appropriations to arrive at a \$4.61 tax rate.
2. Estimated State and County Taxes used instead of actual levies.
3. Amount to be raised by taxation under-stated in the amount of \$65,746.09.

N. D. Dorsett,
Field Supervisor.

For: Walter R. Darby,
Commissioner of Local Government."

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

BE IT RESOLVED by the Board of Commissioners of the City of Newark that the appropriations in the Department of Parks and Public Property be changed as follows:—

Newark Museum from \$100,000 to \$122,500.

M. Ellenstein
Pearce R. Franklin

Mayor Ellenstein: All in favor of that resolution will signify by saying aye, contrary, no; the Clerk will call the roll.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: Aye.
The City Clerk: Commissioner Murphy?

Commissioner Murphy: The only reason I am not voting is in order to give Commissioner Byrne an opportunity to interview Mr. Egner on Monday.

The City Clerk: Mayor Ellenstein?

Mayor Ellenstein: Aye.

I will entertain a motion that this meeting and hearing be adjourned to Tuesday, at eleven A. M.

Commissioner Franklin: I so move you.

Commissioner Murphy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN,
PEARCE R. FRANKLIN,
VINCENT J. MURPHY.

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., June 6, 1939.

Absent. Commissioner Duffy.

An adjourned meeting of the Board of Commissioners of the City of Newark was held on the above date in the Commissioners' Chamber, at City Hall, Newark, at eleven A. M., Daylight Saving Time.

Mayor Ellenstein: This is the adjourned hearing on the budget and an adjourned City Commission meeting.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Public Hearing on the following changes in the budget.

	From	To
Miscellaneous Revenues:		
State Aid for Relief, 1938	\$ 1,659,094.00	\$ 2,409,094.00
Department of Public Works:		
Director's Office		
Other than Personal Service.....	2,490.00	1,950.00
Bureau of Baths:		
Other than Personal Service	40,690.00	33,190.00
Rental of Beds in Institutions	17,250.00	8,625.00
Holiday Celebrations	9,200.00	7,000.00
Direct Relief	1,500,000.00	2,120,000.00
Law Department:		
Other than Personal Service	49,100.00	18,600.00
W. P. A. Transportation	7,200.00	8,200.00
Department of Public Safety:		
W. P. A. Projects:		
Police Division	94,387.00	42,887.00
Fire Division	49,000.00	16,000.00
Fire Division:		
Other than Personal Service	153,175.00	110,025.00
Department of Public Affairs:		
Newark Labor Relations Board:		
Other than Personal Service	5,640.00	2,375.00
Industrial Commission	10,000.0	5,000.00
Department of Parks and Public Property:		
Newark Museum	122,500.00	100,000.00
Free Library	560,000.00	500,000.00
Municipal Debt Service:		
Down Payments on Improvements.....	18,758.34	148,958.34

Mayor Ellenstein: Is there any person who desires to be heard further on the budget?

Hearing none, the Clerk is instructed to submit the resolutions regarding the budget.

Commissioner Franklin: I move the public hearing be closed.

Commissioner Murphy: I second the motion.

Mayor Ellenstein: All in favor of the motion that the public hearing on the budget be closed will signify by saying aye, contrary no, the Clerk will call the roll.

Upon a call of the roll, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, the Commissioner of Local Government has ordered certain changes in the budget for the year 1939;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of The City of Newark that the budget for the year 1939 be changed as follows:

	From	To
Direct Relief	\$ 2,120,000.00	\$ 2,000,000.00
Reserve for Uncollected Taxes	8,483,315.42	8,376,208.59
Appropriation for County Taxes	4,810,434.48	4,796,600.81
Appropriation for State Taxes	2,715,110.79	2,451,305.28
Local Purpose Taxes	22,810,381.89	22,605,775.06
The statement required by Revised Statutes, Section 40: 2-14 be changed as follows:		
State School (Estimate for 1939).....	\$ 2,541,920.14	(Actual) \$ 2,276,975.27
State Soldiers' Bonus Bond (Estimated for 1939)	173,190.65	174,330.01 (Actual)
County		
(a) General County (Estimate for 1939)....	4,810,434.48	4,796,600.81 (Actual)
Local Purpose (Estimate for 1939)	22,810,381.89	22,605,775.06
Totals	38,195,927.16	37,713,681.15
Local Purpose, 1938	25,843,451.92	25,829,128.40
Local Purpose, 1937	20,063,409.72	20,032,993.70
Total Appropriation for Department of Public Works	5,344,528.43	5,224,528.43
Total Appropriation for Department of Parks and Public Property	1,210,179.00	1,232,679.00

BE IT FURTHER RESOLVED that all sub-totals and totals affected by these changes be corrected accordingly; and

BE IT FURTHER RESOLVED that all appropriations for personal service and Other than Personal Service be changed to read Personal Services and Other Than Personal Services; and

BE IT FURTHER RESOLVED that any and all other changes of words or terminology, as ordered by the Commissioner of Local Government, be made accordingly.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nay: Commissioner Byrne.

Mayor Ellenstein offered the following resolution:

BE IT RESOLVED by the Board of Commissioners of the City of Newark that Resolution No. 4907, adopted May 31, 1939, which Resolution provided "that there be appropriated for the item of Direct Relief in the 1939 budget of the Department of Public Works such amount as may be necessary to produce a tax rate for the City of Newark for the year 1939 of \$4.61 per \$100 valuation, after making the proper changes in amounts to be raised by taxation, reserve for uncollected taxes, and any and all other required changes," and which Resolution authorized the Director of the Department of Revenue and Finance" to make such changes as may be necessary to establish the said tax rate of \$4.61 per \$100 valua-

tion," be, and the said Resolution is hereby rescinded.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Newark Taxpayers' Association, Inc.
Newark, N. J., June 5, 1939.

Hon. Commissioners of the
City of Newark, City Hall,
Newark, N. J.

Gentlemen:

The Directors of the Newark Taxpayers Association have adopted and authorized the following resolution, addressed to you:

WHEREAS, to the best of our understanding of the law, it is the function of the corporation counsel to handle all legal matters of the City; and

WHEREAS, tax foreclosures involve proceedings at law; and

WHEREAS, the corporation counsel affirms that his department can handle tax foreclosure work expeditiously and at much less cost to the city than if said work were farmed out as under the plan of the Director of the Department of Revenue and Finance; and

WHEREAS, the corporation counsel declares that he has not been given any tax foreclosure work by the

present Director of the Department of Revenue and Finance.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Newark Taxpayers' Association that the Newark City Commission be urged to lapse the amount of \$35,000.00 under item "Foreclosure Costs" carried over in the budget of the Department of Revenue and Finance from 1938 and to place said amount to the credit of "Surplus"; and

IT IS FURTHER RESOLVED that the Director of Revenue and Finance be urged to give to the corporation counsel all tax cases to be foreclosed so that prompt action may be taken thereon and the properties affected be speedily returned to a tax-productive status.

This resolution supersedes the recommendation on this subject made in our communication of May 17, 1939.

R. A. K. Steiger, President.
L. E. Wagner, Secretary.

Copy ordered to be sent to each Commissioner.

Commissioner Murphy: Of course, we are submitting a tax rate of \$4.55, so now the only thing is setting the date of the next meeting. Do you want to leave it to our regular weekly meeting?

Commissioner Murphy: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
JOS. M. BYRNE, JR.
VINCENT J. MURPHY
PEARCE R. FRANKLIN

The Board of Commissioners of
the City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., June 7, 1939

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Daylight Saving Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioner Duffy.

Mayor Ellenstein: The Clerk will read the minutes of the regular meeting of May 31st, 1939, and the special meetings of June 3, 1939, and June 6, 1939.

Commissioner Franklin: I move we dispense with the reading of the minutes.

The roll being called, the motion with declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The following communications were received, read and ordered filed:

STATE OF NEW JERSEY
Department of Local Government

Trenton, June 7, 1939.

Mr. Harry S. Reichenstein, Clerk.
City of Newark,
County of Essex
City Hall,
Newark, New Jersey

Re: City of Newark

Dear Sir:

One copy of the 1939 budget of the City of Newark, County of Essex, is enclosed. This budget has been approved.

No further amendment may be made to this budget without the filing of the amended budget with the Commissioner of Local Government for his required approval before adoption.

Very truly yours,
W. J. Blurton,
Assistant Supervisor
For: Walter R. Darby,
Commissioner of Local Government.
WJB:D
Enc.

Copy to:

Puder and Puder,
60 Park Place,
Newark, New Jersey.

STATE OF NEW JERSEY
Department of Local Government

Trenton, June 7, 1939.

**CORRECTED, AMENDED AND RE-SUBMITTED BUDGET
CERTIFICATION
CITY OF NEWARK**

It is hereby certified that the attached corrected, amended and resubmitted 1939 budget of the City of Newark, County of Essex, complies with the requirements of R. S. App. A: 4-25 and R. S. App. A: 4-26.

Said approval is given under authority of R. S. App. A: 4-27.

This budget also complies with the requirements of R. S. 40: 2-53.

N. D. Dorsett,
Field Supervisor
For: Walter R. Darby,
Commissioner of Local Government.

**Information Relative to a Certain
Change**

The Local Purpose Tax in the analysis of the Amount to be Raised by Taxation should be changed from

\$22,605,775.56 to \$22,605,775.06. This apparently was a typographical error as the original figure would not produce the total which is shown as the amount to be raised by taxation.

WJB:D

Commissioner Murphy offered the following resolution:

BE IT RESOLVED by the Board

of Commissioners of the City of Newark, County of Essex, that the budget shall constitute an appropriation for the purposes stated, of the sums therein set forth as appropriations, and an authorization of the amount of \$30,465,775.06 to be raised by taxation for the purposes of the municipality, and certification to the County Board of Taxation of the following summary of general revenues and general appropriations.

	1939
General Revenues	
Surplus Revenue Appropriated	\$ 1,092,171.97
Miscellaneous Revenue Anticipated	13,672,170.62
Amount to be Raised by Taxation for Local Purposes as Shown by Item No. 3	22,605,775.06
School Revenues	
Note: To be used only by Municipalities having Article Six (VI) School Districts.	
Amount to be Raised by Taxation for Local School Purposes as Shown by Item No. 13	7,860,000.00
TOTAL	\$45,230,117.65
General Appropriations	
(a) Administration, Operation and Maintenance	\$16,481,987.75
(b) Contingent	25,000.00
(c) Interest and Debt Redemption	9,429,652.23
(d) Payment of floating debt	
(e) Deficits and Statutory Expenditures	3,054,814.47
(f) Judgments	2,454.61
(g) Cash Deficit	
(h) Reserves	8,376,208.59
School Appropriation (To be used only by Article Six (VI) School Districts) as shown by Item No. 17	7,860,000.00
TOTAL	\$45,230,117.65

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

Board of Commissioners of the City of Newark, N. J.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nays: Commissioner Byrne.

The City Clerk then read the following Budget for the year 1939, in full:

LOCAL BUDGET

Local Budget of the City of Newark, County of Essex for the fiscal year 1939.

It is hereby certified that the budget annexed hereto and hereby made a part hereof is a true copy of the budget approved by resolution of the governing body on the 4th day of April, 1939, and as amended by subsequent resolutions.

H. S. REICHENSTEIN,
Clerk.

Certified by me this 6th day of June, 1939.

STATEMENT

(Required by Revised Statutes Section 40: 2-14)

Taxes for		1939	Actual 1938	Actual 1937
State School	(Actual for 1939)	\$ 2,276,975.27	\$ 2,541,920.14	\$ 2,683,411.66
State Soldiers' Bonus Bond	(Actual for 1939)	174,230.01	173,190.65	186,609.55
County				
(a) General County	(Actual for 1939)	4,796,600.81	4,810,434.48	5,112,094.20
Local District Schools	(Actual for 1939)	7,860,000.00	7,930,000.00	7,450,000.00
Local Purposes				
(a) As Shown by Abstract of Ratables		22,605,775.06	25,829,128.40	20,032,993.70
(b) Bank Stock Tax .....		.....	66,545.51	64,290.91
TOTALS		\$37,713,681.15	\$41,351,219.18	\$35,529,400.02
State Aid:				
(a) Relief Fund .....		.....	\$ 4,095,919.86	\$ 3,900,453.97
Tax Rate	(Estimated for 1939)	\$ 4.55	\$ 4.61	\$ 3.69

LOCAL BUDGET EXPLANATORY STATEMENT

Our estimated 1939 budget, due to lack of State Legislation for Direct Relief, includes an item of \$1,500,000.00 as Newark's share of Direct Relief. Including this amount our estimated 1939 budget is less than for 1938. This inclusion increases the tax rate from \$4.61 to \$4.69. This increase in the tax rate is the result of a decrease of approximately \$67,000,000.00 in the ratables for 1939. Our municipality had a cash surplus and non-cash surplus available, with approval of the Commissioner of Local Government, for appropriation of over \$1,000,000.00.

We have anticipated \$1,659,094.00 as revenue from the State of New Jersey for 1938 relief. If the Route No. 21 highway debt be settled for \$750,000.00 and paid prior to final adoption of the budget, a request will be made of the Commissioner of Local Government to reduce the budget by \$750,000.00. This allowance would result in a reduction of about twelve points in the tax rate.

The gross receipts and franchise taxes received were 25 per cent below the amounts anticipated due to court litigation. We are allowed by statute to include this unpaid 25 per cent as miscellaneous revenue, in addition to amounts for 1939 equal to the 1938 apportionment. We are including from 1938 unanticipated revenue, various items as anticipated miscellaneous revenue, and request their inclusion by the Commissioner of Local Government.

Newark has been on the Cash Basis since 1935 under Chapter 60, and our budget conforms in every respect with the Chapter 60 requirements. With a \$4.61 tax rate last year, our collections exceeded that of any prior year, indicating a hearty cooperation by the taxpayer, which we have every reason to believe will be continued throughout 1939.

ANTICIPATED REVENUES

GENERAL REVENUES	Anticipated 1939	Anticipated 1938	Realized in Cash in 1938
1. SURPLUS REVENUE CASH APPROPRIATED	\$ 548,473.81		
1. (a) SURPLUS REVENUE NON-CASH Appropriated with Prior Written Consent of Commissioner of Local Government	\$ 543,698.16	\$ 2,221,809.83	\$ 2,207,199.86
2. MISCELLANEOUS REVENUES			
LICENSES:			
For Sale of Alcoholic Beverages	\$ 525,751.00	\$ 629,900.00	\$ 625,751.10
Ice Cream, Plumbing and Refuse	9,092.00	24,050.00	9,092.00
All Other Licenses	114,197.00	113,600.00	114,197.38
FEEES AND PERMITS:			
Tax Search Fees	7,036.00	8,400.00	7,036.00
Building and Electrical Work Permits	28,834.00	36,300.00	28,834.67
Public Sewer Connections Tap Fees	1,330.00	1,300.00	1,330.00
Towels, Soap, Bathing Suits	21,231.00	22,500.00	21,231.03
Combustible, Moving Picture, Garage and Miscellaneous Permits	21,178.00	17,700.00	21,178.81
Receipts for Patients Treated	27,253.00	33,900.00	27,254.48

ANTICIPATED REVENUES—Continued

	1939	Anticipated— 1938	Realized in Cash in 1938
Contribution by City of East Orange—Passaic Valley Sewer Maintenance	27,920.66	21,615.92	34,920.64
Jury and Listing Fees	41,498.00	41,700.00	41,298.45
Animal, Chicken, Plumbing Permits and Miscellaneous Fees	7,167.00	7,050.00	7,167.36
Transcript Fees for Births, Deaths, Etc.	5,856.00	5,600.00	5,856.40
FINES:			
Magistrates	87,964.00	76,900.00	87,964.90
Overdue and Lost Books	20,004.00	19,800.00	20,004.89
Interest and Costs on Assessments	10,446.00	{	10,446.40
Interest and Costs on Taxes	866,824.00		866,824.69
STATE (AND OTHER AID)			
Gas Tax Refund from State	20,242.00	25,000.00	20,242.83
Public Lighting Reimbursement by State Highway Commission	3,191.00	4,375.00	3,191.34
Bill Board Tax as Apportioned by State	2,511.00	1,500.00	2,511.71
State Aid for Relief 1938	2,409,094.00	.....	.....
FRANCHISE AND GROSS RECEIPTS, TAXES OF 1938	375,769.00	.....	.....
FRANCHISE TAXES OF 1939	685,513.00	600,000.00	489,495.97

ANTICIPATED REVENUES—Continued

	1939	Anticipated— 1938	Realized in Cash in 1938
GROSS RECEIPTS TAXES OF 1939	710,391.00	700,000.00	530,633.14
BUS RECEIPTS TAX:			
5% Trolley Tax	40,493.00	50,000.00	40,493.95
Jitney Tax	228,007.00	199,400.00	228,007.92
Leases and Rentals of City Owned Property	147,906.84	127,100.00	147,906.84
Rent—Army Base	100,000.00	100,000.00	108,333.34
Rent—City Railway	120,000.00	195,000.00	185,000.00
Reimbursement of Lighting Inspector's Salary	1,500.00	1,500.00	1,500.00
Excess from Dedicated Revenues:			
Bureau of Docks	30,045.40	23,600.00	23,600.00
Municipal Farmers' Market .....	.....	9,200.00	.....
TOTALS	\$ 6,797,954.90	\$ 3,967,798.89	\$ 3,711,216.24
DELINQUENT TAX COLLECTIONS			
(1939 Estimated—44.77%)	\$ 6,059,555.47	\$ 5,427,523.13	\$ 5,932,091.38
TAX TITLE LIEN COLLECTIONS			
(1939 Estimated—16.25%)	\$ 690,164.57	\$ 856,106.36	\$ 599,563.27

ANTICIPATED REVENUES—Continued

	1939	Anticipated— 1938	Realized in Cash in 1938
SPECIAL ITEMS OF GENERAL REVENUE ANTICIPATED WITH PRIOR WRITTEN CONSENT OF COMMISSIONER OF LOCAL GOVERNMENT:			
Leases and Rentals of City Owned Property	\$ 8,894.41	.....	.....
Smoke Abatement Bureau Fees	2,421.00	.....	.....
Zoning Board Fees	2,130.00	.....	.....
Bill Board Tax	460.00	.....	.....
Foreclosed Property Rents	870.00	.....	.....
Farmers' Market Fees	3,200.00	.....	.....
Surplus Accounts:			
Farmers' Market	22,178.03	.....	.....
Green and Franklin Street Property	178.03	.....	.....
Foreclosed Property	1,414.21	.....	.....
Down Payment Monies Released With Special Approval of Local Government Board	82,750.00	.....	.....
Proceeds from Sale of City Property .....	.....	\$ 80,041.66	\$ 80,041.66
Capital Account Cash Surplus .....	.....	36,919.22	36,919.22
Capital Account—Non-Cash Surplus .....	.....	2,022,029.14	2,022,029.14
Reserve Released by 1938 Appropriation .....	.....	674,666.00	674,666.00
Proceeds from Emergency Relief Bonds .....	.....	1,606,000.00	1,606,000.00
TOTALS	\$ 124,495.68	\$ 4,419,656.02	\$ 4,419,656.02

ANTICIPATED REVENUES—Continued

	1939	Anticipated 1938	Realized in Cash in 1938
MISCELLANEOUS REVENUES OF 1938 NOT INCLUDED IN 1939 ANTICIPATIONS:			
Public Outings		\$ 200.00	.....
Receipts from Planting and Removal of Shade Trees....		700.00	\$ 1,128.28
TOTALS		\$ 900.00	\$ 1,128.28
TOTAL MISCELLANEOUS REVENUE	\$13,672,170.62	\$14,671,984.40	\$14,663,655.19
3. AMOUNT TO BE RAISED BY TAXATION			
Local Purpose	\$22,605,775.06	\$25,895,673.91)	\$32,213,024.80
Local School Purpose	7,860,000.00	7,959,000.00)	
County Tax	4,796,600.81	4,810,434.48)	
State Taxes	2,451,305.28	2,715,110.79)	
TOTALS	\$37,713,681.15	\$41,351,219.18	\$32,213,024.80
4. TOTAL GENERAL BUDGET REVENUES			
	\$52,478,023.74	\$58,245,013.41	\$49,083,879.85
5. EMERGENCIES AUTHORIZED IN 1938			
		\$ 258,996.36	.....
6. TOTALS	\$52,478,023.74	\$58,704,009.77	\$49,083,879.85

RECAPITULATION OF REVENUES

	-----Anticipated----- 1939	1938	Realized in Cash in 1938
Surplus Revenue Cash Appropriated	\$ 548,473.81	.....	.....
Surplus Revenue Non-Cash	543,698.16	\$ 2,221,809.83	\$ 2,207,199.86
Miscellaneous Revenues	6,797,954.90	3,967,798.89	3,711,216.24
Delinquent Tax Collections	6,059,555.47	5,427,523.13	5,932,091.38
Tax Title Lien Collections	690,164.57	856,106.36	599,563.27
Special Items of General Revenue	124,495.68	4,419,656.02	4,419,656.02
Miscellaneous Revenues of 1938 Not Included in 1939 Anticipations .....	.....	900.00	1,128.28
SUB TOTALS	\$14,764,342.59	\$16,893,794.23	\$16,870,855.05
Amount to be Raised by Taxation	37,713,681.15	41,351,219.18	32,213,024.80
TOTAL GENERAL BUDGET REVENUE	\$52,478,023.74	\$58,245,013.41	\$49,083,879.85

7. GENERAL APPROPRIATIONS

(a) OPERATIONS

DEPARTMENT OF PUBLIC WORKS

	APPROPRIATIONS			Appropriated for 1938		Expenditures and Reserved for 1938
	Appropriated for 1939	As Modified By All Transfers				
DIRECTOR'S OFFICE	\$ 37,600.00	\$ 39,550.00	\$ 42,845.00	\$ 38,640.00	\$ 42,599.56	
Personal Services	1,950.00			4,205.00	3,959.56	
Other than Personal Services						
EMPLOYMENT BUREAU						
Personal Services				9,990.90	9,990.90	10,000.00
Other than Personal Services				9.10	9.10	
BUREAU OF HEALTH						
Personal Services	570,800.00	655,000.00	643,244.00	563,337.69	563,337.69	643,243.79
Other than Personal Services	84,200.00			79,906.31	79,906.10	
NEWARK CITY HOSPITAL						
Personal Services	592,903.00	954,482.00	946,722.00	567,928.07	567,928.07	946,320.16
Other than Personal Services	361,579.00			378,793.93	378,392.09	
NEWARK CITY HOME						
Personal Services	77,673.00	134,936.00	141,276.00	80,132.65	80,132.65	140,905.45
Other than Personal Services	57,263.00			61,143.35	60,772.80	
BUREAU OF BATHS						
Personal Services	130,446.00	163,636.00	163,436.00	127,376.66	127,376.66	168,427.49
Other than Personal Services	33,190.00			41,059.34	41,050.83	
IVY HILL POWER PLANT						
Personal Services	65,521.00	93,946.00	91,356.00	62,140.69	62,140.69	91,259.76
Other than Personal Services	28,425.00			29,215.31	29,119.07	

	Appropriated for 1939	Appropriated for 1938 As Modified By All Transfers	Expended and Reserved for 1938
CONVALESCENT HOSPITAL			
Personal Services	48,311.00	84,523.00	84,126.01
Other than Personal Services	34,395.00	46,798.88 37,724.12	46,798.88 37,327.13
PUBLIC OUTING		1,215.00	1,202.65
Personal Services			
Other than Personal Services	1,200.00	1,215.00	1,202.65
NEWARK CITY ALMS HOUSE			
Personal Services	58,193.00	128,556.00	128,373.01
Other than Personal Services	71,500.00	61,359.37 67,196.63	61,359.37 67,013.64
OUTDOOR POOR DEPARTMENT			
Personal Services	51,840.00	40,665.00	40,110.33
Other than Personal Services	1,640.00	38,327.44 2,337.56	38,327.44 1,782.89
RELIEF ADMINISTRATION			
Personal Services	537,494.43	687,494.43	687,484.39
Other than Personal Services	140,000.00	558,014.42 129,480.01	558,014.42 129,469.97
RENTAL OF BEDS IN INSTITUTIONS			
	8,625.00	17,250.00	17,250.00
PUBLIC BAND CONCERTS	8,000.00	8,000.00	7,998.00
HOLIDAY CELEBRATIONS	7,000.00	9,385.00	9,013.20
DIRECT RELIEF	2,000,000.00	820,000.00	600,000.00
W. P. A. PROJECT (Sewing)	36,000.00	36,000.00	36,000.00
LAW DEPARTMENT	113,600.00	100,200.00	100,010.10
Personal Services	95,000.00	93,200.00	93,023.21
Other than Personal Services	18,600.00	7,000.00	6,986.89

	Appropriated for 1939	Appropriated for 1938 As Modified By All Transfers	Expended and Reserved for 1938
BOARD OF ADJUSTMENT	13,480.00	14,313.00	14,184.67
Personal Services	11,040.00	11,100.00	11,040.00
Other than Personal Services	2,440.00	3,213.00	3,144.67
W. P. A. TRANSPORTATION	8,200.00	7,200.00	3,645.00
CITY HOSPITAL W. P. A. PROJECT	37,000.00	.....	.....
LEGISLATIVE EXPENSE	6,500.00	7,500.00	7,383.50
TOTALS	\$5,224,528.43	\$4,006,180.43	\$3,779,537.07

25 DEPARTMENT OF REVENUE AND
FINANCE

DIRECTOR'S OFFICE	\$ 35,291.00	\$ 35,287.99	\$ 35,287.99
Personal Services	32,200.00	31,400.00	31,400.00
Other than Personal Services	3,091.00	3,887.99	3,887.99
COMPTROLLER'S OFFICE	63,160.00	89,540.00	89,540.00
Personal Services	62,350.00	75,272.28	75,272.28
Other than Personal Services	810.00	14,267.72	14,267.72
AUDITOR'S OFFICE	55,580.00	57,026.22	57,026.22
Personal Services	54,180.00	49,574.38	49,574.38
Other than Personal Services	1,400.00	7,451.84	7,451.84
TREASURER'S OFFICE	27,150.00	25,000.00	25,000.00
Personal Services	24,170.00	22,217.96	22,217.96
Other than Personal Services	2,980.00	2,782.04	2,782.04

	Appropriated for 1939	Appropriated for 1938 As Modified By All Transfers	Expended and Reserved for 1938
TAX BOARD	210,170.00	216,247.95	216,247.95
Personal Services	174,670.00	194,632.73	194,632.73
Other than Personal Services	35,500.00	21,615.22	21,615.22
TAX RECEIVER'S OFFICE	108,965.00	72,308.00	72,308.00
Personal Services	92,260.00	64,435.24	64,435.24
Other than Personal Services	16,705.00	7,872.76	7,872.76
ARREARS OF PERSONAL TAXES ..	45,300.00	48,755.00	48,755.00
Personal Services	44,550.00	46,485.73	46,485.73
Other than Personal Services	750.00	2,269.27	2,269.27
COMMISSIONER'S ASSESSMENTS FOR LOCAL IMPROVEMENTS ..	27,080.00	22,923.84	22,923.84
Personal Services	20,880.00	21,394.25	21,394.25
Other than Personal Services	6,200.00	1,529.59	1,529.59
TAX REVALUATION .....	.....	11,321.00	11,321.00
Personal Services .....	.....	9,700.00	9,700.00
Other than Personal Services .....	.....	1,621.00	1,621.00
TAX INSTALLMENT BUREAU .....	.....	3,303.00	3,303.00
Personal Services .....	.....	2,899.92	2,899.92
Other than Personal Services .....	.....	403.08	403.08
FORECLOSURE COSTS .....	.....	35,000.00	35,000.00
ADVERTISING TAX SALE	18,000.00	15,000.00	15,000.00
SURETY BONDS	2,812.50	.....	.....
W. P. A. PROJECT .....	.....	30,000.00	30,000.00

	Appropriated for 1939	Appropriated for 1938 As Modified By All Transfers	Expended and Reserved for 1938
DISTRICT COURTS	56,758.00	57,294.99	57,294.99
Personal Services	53,480.00	54,470.00	54,470.00
Other than Personal Services	3,278.00	2,824.99	2,824.99
SINKING FUND COMMISSION	5,400.00	4,900.00	4,900.00
Personal Services	4,300.00	4,300.00	4,300.00
Other than Personal Services	1,100.00	600.00	600.00
PENSION FUNDS	598,737.11	564,831.17	564,831.17
Fire and Police Pension Fund	509,525.13	479,292.54	479,292.54
Board of Works Pension Fund	35,470.61	34,396.33	34,396.33
Board of Health Pension Fund	18,756.27	17,493.15	17,493.15
Municipal Employees' Pension Fund	31,985.10	33,649.15	33,649.15
Pension Salaries	3,000.00	.....	.....
NEWARK TECHNICAL SCHOOL	69,250.00	69,250.00	69,250.00
PASSAIC VALLEY SEWER MAINTENANCE	304,073.13	345,976.72	345,976.72
SECOND RIVER SEWER MAINTENANCE	255.20	255.20	255.20
JOINT OUTLET SEWER MAINTENANCE	16,582.48	20,926.02	20,926.02
FISCAL AGENT	7,500.00	7,303.00	6,946.97
AUDITING AND SPECIAL ACCOUNTING	34,150.00	25,000.00	22,419.45
COURT COSTS	2,000.00	2,000.00	1,645.59
CARFARE	1,000.00	1,000.00	322.35

	Appropriated for 1939	Appropriated for 1938 As Modified By All Transfers	Expended and Reserved for 1938
N. J. LEAGUE OF MUNICIPALITIES	1,500.00	1,500.00	1,500.00
DUES—Conference of Mayors	1,000.00	1,000.00	1,000.00
PRINTING ANNUAL REPORT	4,500.00	.....	.....
STENOGRAPHIC SERVICE	2,000.00	1,000.00	.....
EMERGENCY APPROPRIATION Mechanical Equipment .....	.....	17,000.00	.....
TOTALS	<u>\$1,698,214.42</u>	<u>\$1,780,950.10</u>	<u>\$1,758,981.46</u>

DEPARTMENT OF PUBLIC SAFETY

DIRECTOR'S OFFICE	\$ 22,180.00	\$ 22,180.00	\$ 22,180.00
Personal Services	\$ 22,000.00	\$ 22,000.00	\$ 22,000.00
Other than Personal Services	180.00	180.00	180.00
POLICE DIVISION	3,410,872.16	3,473,739.09	3,473,641.24
Personal Services	3,190,345.65	3,209,185.51	3,209,188.51
Other than Personal Services	220,526.51	264,550.58	264,452.73
FIRE DIVISION	2,076,595.50	2,119,629.19	2,119,542.20
Personal Services	1,966,570.50	1,994,233.69	1,994,233.69
Other than Personal Services	110,025.00	125,395.50	125,308.51
LICENSE DIVISION	20,350.00	20,806.32	20,806.32
Personal Services	17,150.00	18,687.74	18,687.74
Other than Personal Services	3,200.00	2,118.58	2,118.58

	Appropriated for 1939	Appropriated for 1938 As Modified By All Transfers	Expended and Reserved for 1938
BUILDING DIVISION	77,020.40	77,180.00	77,171.25
Personal Services	75,300.00	75,832.26	75,832.26
Other than Personal Services	1,720.00	1,347.74	1,338.99
ELECTRICAL DIVISION	49,132.00	49,911.23	49,894.24
Personal Services	47,332.00	48,424.00	48,424.00
Other than Personal Services	1,800.00	1,487.23	1,470.24
POLICE COURTS	57,250.00	55,768.00	55,767.96
Personal Services	56,650.00	54,345.64	54,345.64
Other than Personal Services	600.00	1,422.36	1,422.32
CENTRAL PURCHASE	52,615.00	57,169.00	57,169.00
Personal Services	47,840.00	50,669.98	50,669.98
Other than Personal Services	4,775.00	6,499.02	6,499.02
BOARD OF ALCOHOLIC BEVER- AGE CONTROL	2,074.44	.....	.....
Personal Services .....	.....	.....	.....
Other than Personal Services	2,074.44	.....	.....
NEWARK SAFETY COUNCIL	10,000.00	.....	.....
W. P. A. PROJECTS .....	.....	.....	.....
Police Division	42,887.00	.....	.....
Fire Division	16,000.00	.....	.....
Department of Central Purchase ..	800.00	.....	.....
TOTALS	<u>\$5,837,776.50</u>	<u>\$5,876,382.83</u>	<u>\$5,876,172.21</u>

DEPARTMENT OF PUBLIC WORKS

	Appropriated for 1939		Appropriated for 1938 As Modified By All Transfers		Expended and Reserved for 1938	
MAYOR'S OFFICE	\$	36,345.00	\$	36,445.00	\$	36,445.00
Personal Services	\$	34,500.00	\$	34,550.00	\$	34,550.00
Other than Personal Services		1,795.00		1,895.00		1,895.00
BUREAU OF STREETS		220,000.00		215,000.00		215,000.00
Personal Services		71,374.30		156,220.00		156,220.00
Other than Personal Services		148,625.70		58,780.00		58,780.00
BUREAU OF SEWERS		110,671.40		110,947.00		110,947.00
Personal Services		92,712.40		92,576.42		92,576.42
Other than Personal Services		17,959.00		18,370.58		18,370.58
PUBLIC LIGHTING		398,310.00		387,745.00		387,745.00
Personal Services		10,080.00		10,080.00		10,080.00
Other than Personal Services		388,230.00		377,665.00		377,665.00
STREET CLEANING		1,317,300.00		1,290,800.00		1,290,800.00
Personal Services		1,000,651.00		977,280.45		977,280.45
Other than Personal Services		316,649.00		313,519.55		313,519.55
SIDEWALKS		5,900.00		5,900.00		5,900.00
Personal Services		5,200.00		5,200.00		5,200.00
Other than Personal Services		700.00		700.00		700.00
SURVEYS		82,070.00		78,320.00		78,320.00
Personal Services		76,150.00		73,302.50		73,302.50
Other than Personal Services		5,920.00		5,017.50		5,017.50
ENGINEERING DIVISION		27,120.00		26,120.00		26,120.00
Personal Services		27,120.00		26,120.00		26,120.00
Other than Personal Services						

	Appropriated for 1939	Appropriated for 1938 As Modified By All Transfers	Expended and Reserved for 1938
HOUSE SEWER CONNECTIONS	12,000.00	12,000.00	11,188.46
Personal Services	12,000.00	12,000.00	11,188.46
Other than Personal Services			
PUBLIC LIGHTING SPECIAL			
SNOW REMOVAL		4,300.00	4,300.00
INDUSTRIAL COMMISSIONS		100,000.00	89,054.46
Other than Personal Services	5,000.00	5,000 00	4,807.67
CITY CLERK'S OFFICE	5,000.00	5,000.00	4,807.67
Personal Services	77,370.00	73,588.32	73,588.32
Other than Personal Services	10,950.00	13,026.68	13,026.68
ELECTIONS	34,200.00	33,000.00	33,000.00
Personal Services	10,440.00	8,875.00	8,875.00
Other than Personal Services	23,760.00	24,125.00	24,125.00
NEWARK LABOR RELATIONS BOARD	11,735.00	7,000.00	6,999.30
Personal Services	9,360.00	5,827.00	5,826.60
Other than Personal Services	2,375.00	1,173.00	1,172.70
W. P. A. PROJECTS	134,818.00		
Personal Services	7,340.00		
Other than Personal Services	127,478.00		
CARE AND RELIEF OF INDIGENT CHILDREN	3,000.00	3,000 00	2,999.91
CONFERENCE OF MAYORS	1,500.00	1,500.00	
NEWSPAPERS	500.00		
TOTALS	\$2,488,789.40	\$2,403,692.00	\$2,390,341.80

DEPARTMENT OF PARKS AND
PUBLIC PROPERTY

	Appropriated for 1939	Appropriated for 1938 As Modified By All Transfers	Expended and Reserved for 1938
DIRECTOR'S OFFICE	\$ 24,620.00	\$ 20,355.00	\$ 21,810.00
Personal Services	1,200.00	1,455.00	20,353.89
Other than Personal Services			1,453.97
SMOKE ABATEMENT			
Personal Services	4,500.00	4,900.00	5,760.00
Other than Personal Services	400.00		
PUBLIC BUILDINGS			
Personal Services	262,004.00	335,944.00	358,672.00
Other than Personal Services	73,940.00		
WEIGHTS AND MEASURES			
Personal Services	16,560.00	18,850.00	20,069.00
Other than Personal Services	1,540.00	1,210.00	
PRINTING AND STATIONERY			
Personal Services	4,740.00	15,140.00	15,200.00
Other than Personal Services	10,400.00	4,200.00	4,200.00
SHADE TREE			
Personal Services	144,980.00	156,530.00	171,330.00
Other than Personal Services	11,295.00	14,800.00	156,509.28
MAINTENANCE OF DOG POUND...			
W. P. A. PROJECTS			
Personal Services	5,000.00	3,500.00	7,500.00
Other than Personal Services	24,000.00	30,570.00	34,070.00

	Appropriated for 1938 As Modified By All Transfers	Appropriated for 1939	Appropriated for 1938 As Modified By All Transfers	Expenditures and Reserved for 1938
CENTRE MARKET .....	.....	.....	5,755.00	5,754.69
Personal Services .....	.....	.....	2,461.00	1,600.80
Other than Personal Services .....	.....	.....	3,294.00	4,153.89
NEWARK MUSEUM	122,500.00	122,500.00		122,500.00
FREE LIBRARY	500,000.00	500,000.00		563,500.00
PUBLIC BUILDING (City Owned)....	12,000.00	.....	.....	.....
Personal Services	5,460.00	.....	.....	.....
Other than Personal Services	6,600.00	.....	.....	.....
MAINTENANCE OF FORECLOSED PROPERTY	5,000.00	.....	.....	.....
ADVERTISING ST. PATRICK'S DAY PARADE	500.00	.....	.....	.....
TOTALS	\$1,232,679.00	\$1,326,157.00		\$1,326,099.62
SUPREME COURT INVESTIGATION .....	.....	\$ 149,123.28		\$ 149,123.28
RECORDING TAX SALE CERTIFICATES .....	.....	\$ 1,000.00		.....
(b) CONTINGENT	\$ 25,000.00	\$ 25,000.00		\$ 17,603.35

(c) DEBT SERVICE

(1) Municipal Debt Service

	Appropriated For 1939	Appropriated for 1938 as Modified By All Transfers	Expended and Reserved For 1938
Payment of Bonds	\$ 4,108,100.37	\$ 3,869,100.37	\$ 3,869,100.37
Sinking Fund Requirements	208,822.85	208,822.85	208,822.85
Interest on Bonds	3,515,318.78	3,656,944.23	3,656,944.23
Interest on Bonds Issued in 1939	42,400.00	8,000.00	.....
Interest on Bond Anticipation Notes	12,075.00	10,000.00	6,781.71
Down Payments on Improvements	148,958.34	56,000.00	56,000.00
U. S. Army Base	100,000.00	100,000.00	100,000.00
City Railway .....	.....	85,000.00	85,000.00
Port Newark Dredging .....	.....	55,000.00	55,000.00
Interest on Special Trust Funds	942.14	.....	.....
TOTALS	\$ 8,136,617.48	\$ 8,048,867.45	\$ 8,037,649.16

(2) Article VI School Debt Service

Payment of Bonds	\$ 439,000.00	\$ 431,000.00	\$ 431,000.00
Sinking Fund Requirements	98,399.25	98,399.25	98,399.25
Interest on Bonds	755,635.50	770,610.50	770,610.50
TOTALS	\$ 1,293,034.75	\$ 1,300,009.75	\$ 1,300,009.75
GRAND TOTALS	\$ 9,429,652.23	\$ 9,348,877.20	\$ 9,337,658.91

(e) DEFICITS & STATUTORY EXPENDITURES

	Appropriated For 1939	Appropriated for 1938 as Modified By All Transfers	Expended and Reserv For 1938
	\$	\$	\$
Discount on Taxes	68,479.65	51,457.83	51,457.83
Dock Department Deficit 1937 .....	.....	13,912.25	13,912.25
Emergency Appropriation	458,996.36	1,111,234.05	1,111,234.05
Assessment Deficiency Openings .....	.....	183,298.00	183,298.00
Assessment Deficiency Pavings	9.02	.....	.....
Deficit of Surplus Cash Appropriation .....	.....	244,496.78	244,496.78
Over-Expenditure of Appropriation Reserve .....	.....	6,017.47	6,017.47
Over-Expenditure—Water Department, 1937 .....	.....	30,246.85	15,636.88
Expenditures Without Appropriation:			
Maintenance Foreclosed Property .....	.....	1,600.87	1,600.87
Centre Market .....	.....	3,728.75	3,728.75
Judgments	8,754.37	2,836.56	2,836.56
1936 Emergency Relief .....	.....	300,000.00	300,000.00
1937 Emergency Relief .....	.....	700,000.00	700,000.00
Over-Expenditure—Capital—Prior Year .....	.....	10,231.19	10,231.19
Capital Over-Expenditure	9,250.50	6,919.67	6,919.67
Weights and Measures 1938 Over-Expenditure	2,446.00	.....	.....
Expense—Re-Sale of Foreclosed Property .....	.....	12.80	12.80
Farmers' Market Deficit 1937 .....	.....	775.20	775.20
Due to Current from Capital Account .....	.....	674,666.00	674,666.00
Deficit Newark Airport 1939	89,000.00	.....	.....
Deficit Newark Airport 1938 .....	.....	40,000.00	17,274.63
Deficit Newark Airport 1935 .....	.....	61,896.96	61,896.96
Unappropriated Capital Costs .....	.....	2,022,029.14	2,022,029.14
Alteration of Power House—Unfunded .....	.....	58,686.33	58,686.33

	Appropriated For 1939	Appropriated for 1938 as Modified By All Transfers	Expended and Reserved For 1938
Unpaid 1937 Salaries .....	.....	6,927.42	6,927.42
Cash Deficit 1937 .....	.....	1,880,265.69	1,864,726.66
1938 Emergency Relief	2,412,671.45	.....	.....
1938 Pension Contribution	185.34	.....	.....
Interest on Taxes Refunded in 1938	1.78	.....	.....
Refund of Canvas Cover Deposit	20.00	.....	.....
Loan to Newark Housing Authority	5,000.00	.....	.....
TOTALS	\$ 2,054,814.47	\$ 7,411,239.81	\$ 7,358,365.44
(f) JUDGMENTS	\$ 2,454.61	\$ 69,301.93	\$ 69,301.93
LOCAL SCHOOL TAXES	\$ 7,860,000.00	\$ 7,930,000.00	\$ 7,930,000.00
COUNTY TAXES	\$ 4,796,600.81	\$ 4,810,434.48	\$ 4,810,434.48
STATE TAXES	\$ 2,451,305.28	\$ 2,715,110.79	\$ 2,715,110.79
TOTALS	\$44,101,815.15	\$47,853,449.85	\$47,518,630.34
RESERVE FOR UNCOLLECTED TAXES	8,376,208.59	10,650,559.92	10,850,559.92
GRAND TOTALS	\$52,478,023.74	\$58,704,009.77	\$58,369,190.26

RECAPITULATION OF APPROPRIATIONS

	Appropriated For 1939	Appropriated for 1938	Expended and Reserved For 1938
DEPARTMENT OF PUBLIC WORKS	\$ 5,224,528.43	\$ 4,006,180.43	\$ 3,779,537.07
DEPARTMENT OF REVENUE AND FINANCE	1,698,214.42	1,780,950.10	1,758,981.46
DEPARTMENT OF PUBLIC SAFETY	5,837,776.50	5,876,382.83	5,876,172.21
DEPARTMENT OF PUBLIC AFFAIRS	2,488,789.40	2,403,692.00	2,390,241.80
DEPARTMENT OF PARKS AND PUBLIC PROPERTY	1,232,679.00	1,326,157.00	1,326,099.62
SUPREME COURT INVESTIGATION .....	.....	149,123.28	149,123.28
RECORDING TAX SALE CERTIFICATES .....	.....	1,000.00	.....
CONTINGENT	25,000.00	25,000.00	17,603.35
DEBT SERVICE	9,429,652.23	9,348,877.20	9,337,658.91
DEFICITS AND STATUTORY EXPENDITURES	3,054,814.47	7,411,239.81	7,358,365.44
JUDGMENTS	2,454.61	69,301.93	63,301.35
LOCAL SCHOOL TAXES	7,860,000.00	7,930,000.00	7,930,000.00
COUNTY TAXES	4,796,600.81	4,810,434.48	4,810,434.48
STATE TAXES	2,451,305.28	2,715,110.79	2,715,110.79
TOTALS	\$44,101,815.15	\$47,853,449.85	\$47,518,680.34
RESERVE FOR UNCOLLECTED TAXES	8,376,208.59	10,850,559.92	10,850,559.92
GRAND TOTALS	52,478,023.74	\$58,704,009.77	\$58,369,190.26

Where no personal services are shown in any of the above appropriations, the amount appropriated is entirely for other than personal services.

11. DEDICATED REVENUES

	1939	Anticipated 1938	Realized in Cash in 1938
Newark Airport	\$ 131,310.76	\$ 180,414.54	\$ 193,224.13
Deficit General Budget	89,000.00	40,000.00	17,274 65
Bureau of Water	\$ 220,310.76	\$ 220,414.54	\$ 210,498.76
Bureau of Water	\$ 2,567,932.00	\$ 2,525,672.66	\$ 2,568,381.28
Municipal Farmers' Market .....	.....	\$ 21,206.00	\$ 10,516.10
Bureau of Docks	\$ 113,374.00	\$ 119,900.00	\$ 113,374.45
Bureau of Streets	\$ 96,014.30	\$ 108,200.00	\$ 96,014.30
Bureau of Street Cleaning	\$ 14,269.61	\$ 14,200.00	\$ 14,269 61
House Sewer Connections	\$ 21,311.00	\$ 20,500.00	\$ 25,102.93
Outdoor Poor	\$ 9,300.00	\$ 9,500.00	\$ 12,762.33
Weights and Measures	\$ 2,762.50	\$ 2,382.50	\$ 4,828.50

	1937	Anticipated 1938	Realized in Cash in 1938
From Sinking Fund Commission			
For Retirement of Water Bonds	\$ 200,000.00	\$ 200,000.00	\$ 200,000.00
For Retirement of City Bonds .....	.....	50,000.00	50,000.00
	\$ 200,000.00	\$ 250,000.00	\$ 250,000.00
Bureau of Motors—From Other Departments	\$ 305,836.00	\$ 313,900.00	\$ 301,685 62
Printing and Stationery—From Other Departments	\$ 46,300.00	\$ 44,800.00	\$ 46,362.82
Shade Tree	\$ 2,000.00	.....	.....
Public Outings	\$ 528.28	.....	.....
12. GRAND TOTAL OF ALL TOTAL DEDICATED REVENUES	\$ 3,599,938.45	\$ 3,650,669.70	\$ 3,653,796.70

APPROPRIATIONS FOR

15. DEDICATED REVENUE PURPOSES

NEWARK AIRPORT

Personal Services	\$ 147,195.66	\$ 190,000.00	\$ 188,061.92
Other Than Personal Services	73,115.10	80,414.54	22,436.84
TOTAL	\$ 220,310.76	\$ 220,414.54	\$ 210,498.76

BUREAU OF WATER

Payment of Bonds	\$ 511,000.00	\$ 510,000.00	\$ 510,000.00
Sinking Fund Requirements	43,808.92	49,620.31	45,746.05
Down Payments on Improvements	12,003.05	.....	.....
Interest on Bonds	894,133.75	927,298.75	928,367.50
Interest on New Bonds	15,700.00	.....	.....
Personal Services	840,358.20	840,000.00	932,597.03
Other Than Personal Services	250,928.08	198,753.60	49,338.68
TOTAL	\$ 2,567,932.00	\$ 2,525,672.66	\$ 2,466,040.26

MUNICIPAL FARMERS' MARKET

To General Budget Revenue .....	.....	\$ 6,500.00	\$ 5,674.99
Personal Services .....	.....	5,500.00	1,288.69
Other Than Personal Services .....	.....	.....	.....
Total Farmers' Market .....	.....	\$ 12,000.00	\$ 6,963.68
Total General Budget Revenue .....	.....	9,200.00	.....
TOTAL .....	.....	\$ 21,200.00	\$ 6,963.68

BUREAU OF DOCKS

To General Budget Revenue

	Appropriated For 1939	Appropriated for 1938	Expended and Reserved For 1938
Personal Services	\$ 68,653.60	\$ 66,739.00	\$ 65,519.12
Other Than Personal Services	14,675.00	29,561.00	23,715.87
Total Bureau of Docks	\$ 83,328.60	\$ 96,300.00	\$ 89,334.99
Total General Budget Revenue	30,045.40	23,600.00	23,600.00
TOTAL	\$ 113,374.00	\$ 119,900.00	\$ 112,934.99

26

BUREAU OF STREETS

Personal Services	\$ 60,653.27	\$ 46,500.00	\$ 44,525.53
Other Than Personal Services	35,361.03	61,700.00	51,488.77
TOTAL	\$ 96,014.30	\$ 108,200.00	\$ 96,014.30

BUREAU OF STREET CLEANING

Personal Services	\$ 7,956.15	.....	.....
Other Than Personal Services	6,313.46	.....	.....
TOTAL	\$ 14,269.61	\$ 14,200.00	\$ 14,200.00

	Appropriated For 1939	Appropriated for 1938	Expended and Reserved For 1938
HOUSE SEWER CONNECTIONS			
Personal Services	\$ 17,951.00	\$ 15,000.00	\$ 14,686.92
Other Than Personal Services	3,360.00	5,500.00	5,813.08
TOTAL	\$ 21,311.00	\$ 20,500.00	\$ 20,500.00
OUTDOOR POOR			
Personal Services			
Other Than Personal Services	\$ 9,300.00		
TOTAL	\$ 9,300.00	\$ 9,500.00	\$ 9,352.30
WEIGHTS AND MEASURES			
Personal Services	\$ 2,762.50		
Other Than Personal Services		\$ 2,382.50	\$ 4,828.50
TOTAL	\$ 2,762.50	\$ 2,382.50	\$ 4,828.50
RETIREMENT OF TERM BONDS			
Water Department	\$ 200,000.00	\$ 200,000.00	\$ 200,000.00
City Bonds		50,000.00	50,000.00
TOTAL	\$ 200,000.00	\$ 250,000.00	\$ 250,000.00

BUREAU OF MOTORS

Personal Services	\$ 183,744.20	\$ 180,000.00	\$ 179,820.74
Other Than Personal Services	122,091.80	133,900.00	121,864.88
TOTAL	\$ 305,936.00	\$ 313,900.00	\$ 301,685.62

PRINTING AND STATIONERY

Personal Services			
Other Than Personal Services	\$ 46,300.00	\$ 44,800.00	\$ 44,740.04
TOTAL	\$ 46,300.00	\$ 44,800.00	\$ 44,740.04

SHADE TREE

Personal Services	\$ 830.00		
Other Than Personal Services	1,170.00		
TOTAL	\$ 2,000.00		

PUBLIC OUTINGS

	\$ 528.28		
--	-----------	--	--

16. GRAND TOTAL OF ALL DEDICATED REVENUE APPROPRIATIONS

	\$ 3,599,938.45	\$ 3,650,669.70	\$ 3,537,767.45
--	-----------------	-----------------	-----------------

Mayor Ellenstein: All in favor of the adoption of the budget for the year 1939 will signify by saying aye, contrary no; the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: No.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: Aye.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: While I am not satisfied with the full budget, feeling as though a much better showing could be made by the different directors in a smaller budget, nevertheless, I cannot feel justified in refusing to sign the budget and penalize many of those on the payrolls and merchants through the City. And therefore, I realize that the rest of the Commission do not agree with my views, and I am therefore going to sign the budget in order to have it adopted, and I vote Aye.

The City Clerk: Mr. Mayor?

Mayor Ellenstein: I presume that calls for a statement from me. Of course, I am not satisfied with the tax rate and I am satisfied that the only way we can get any substantial relief—that not only applies to Newark, but to other municipalities throughout the State—is by means of the Legislature.

An examination of the budget for this year as compared to budgets of past years as indicated by operating expenses, the cost of government in the City of Newark is materially reduced. I am assuming that each one of the Commissioners realized the great burden that is upon the general

property taxpayers, and I am assuming that each and every one has endeavored to bring his operating costs down to an irreducible minimum. And I want to particularly point out I have endeavored conscientiously and sincerely to do that. And a fair way to judge is by comparison.

Last year the Bureau of Docks, not under my supervision, had an appropriation of \$96,300. There was the same clamor for curtailing of expenditures last year as this year. However, notwithstanding the fact that the impression was conveyed that everything was brought down in other departments to a minimum, I have reduced that Bureau of Dock's budget to \$83,328.60, a decrease of \$12,971.40, or approximately 14 per cent over that of last year. I point this particular item out to show that the fair way to judge is by comparison, and to show that the record in the Department of Public Affairs—and I only make reference to that because I am speaking most intimately of my own department—that is a reduction in the number of employees in the Department of Public Affairs since I came into office of approximately 640. We had 82 engineers, when I came in the department. Today we have 44 or 45. The budget has been decreased since then by more than 25 per cent., and services have been increased. For example, in the refuse collection division there was an increase since prior to my coming into office of some 22 per cent.—rather, refuse collection has been increased by 22 per cent. more than it was in that year. That is the cubic yardage of refuse collected as compared with 1932. Notwithstanding that 22 per cent. increase the budget pertaining to the Bureau of Street Cleaning and Refuse Division was decreased by 22 per cent. In other words, even though there had been more than a 1/5 increase in the amount of refuse collection, there has been a one-fifth decrease in expenditures to collect that increased amount of refuse.

So I say, I know while recommendations have been made for further cuts I have endeavored to use every possible means to bring it down to an irreducible minimum and I assume the other Commissioners have done likewise. I think they are all aware of the burden on the taxpayers; the general property tax is tremendous. In fact, we have gone to Trenton on two occasions, and notwithstanding the insistence of the Commissioner of Local Government, Mr. Darby, to place more in relief, after two trips we were successful in reducing the amount by a million dollars. He first wanted the City to place \$1,498,000 in the budget additional for relief. That has been reduced to \$500,000. The effect of that was to bring the tax rate down to—I think it will be about \$4.55, a reduction of six points. That, of course, does not give the relief to the taxpayers of this City that they are entitled to; that relief can only be obtained by avoiding wholesale large reductions of large property taxpayers by legislative cooperation with the City of Newark and by the compelling of delinquent taxpayers to pay their current taxes so that it does not penalize the man who pays his taxes during each current year, as is now the case. And for that reason I vote yes on the resolution.

A motion to take a recess is now in order.

Commissioner Franklin: I so move you.

Commissioner Murphy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

* * * * *

(At this time a recess was taken in

order to take up the regular weekly conference.)

The meeting was reconvened at 12:30 P. M.

Mayor Ellenstein: The meeting will come to order; the Clerk will call the roll.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioner Duffy.

The City Clerk presented An Ordinance providing for the vacation of Tichenor Street as the same is laid out 55 feet in width on the Map of the Commissioners to lay out streets, avenues and squares, said vacation to extend from the westerly line of Pacific Street northwesterly to the easterly line of Dawson Street, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

(No response.)

No one appearing Commissioner Murphy moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the following ordinance be taken up on second reading:

An Ordinance providing for the vacation of Tichenor Street as the same is laid out 55 feet in width on the

Map of the Commissioners to lay out streets, avenues and squares, said vacation to extend from the westerly line of Pacific Street north-westerly to the easterly line of Dawson Street.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Murphy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the title of "An Ordinance providing for the vacation of Tichenor Street as the same is laid out 55 feet in width on the Map of the Commissioners to lay out streets, avenues and squares, said vacation to extend from the westerly line of Pacific Street north-westerly to the easterly line of Dawson Street," be taken for its third and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the Ordinance as follows:

An Ordinance providing for the vacation of Tichenor Street as the same is laid out 55 feet in width on the Map of the Commissioners to lay out streets, avenues and squares, said vacation to extend from the westerly line of Pacific Street northwesterly to the easterly line of Dawson Street.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the registration, regulation and governance of the occupation of Auctioneers; to regulate public auction sales; to fix the license fees of Auctioneers and the auction

usiness, regulating the auction business; and providing penalties for the violation thereof, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

(No response).

No one appearing, Commissioner Murphy moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin. Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the following ordinance be taken up on second reading:

An Ordinance providing for the registration, regulation and governance of the occupation of Auctioneers; to regulate public auction sales; to fix the license fees of Auctioneers and the auction business; regulating the auction business; and providing penalties for the violation thereof.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin. Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

Section 7 declared open to amendment.

Section 8 declared open to amendment.

Section 9 declared open to amendment.

Section 10 declared open to amendment.

Section 11 declared open to amendment.

Section 12 declared open to amendment.

Section 13 declared open to amendment.

Section 14 declared open to amendment.

Section 15 declared open to amendment.

Section 16 declared open to amendment.

Section 17 declared open to amendment.

Section 18 declared open to amendment.

Section 19 declared open to amendment.

Section 20 declared open to amendment.

Section 21 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Murphy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the title of "An Ordinance providing for the registration, regulation and governance of the occupation of Auctioneers; to regulate public auction sales; to fix the license fees of Auctioneers and the auction business; regulating the auction business; and providing penalties for the violation thereof," be taken for its third reading.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the registration, regulation and governance of the occupation of Auctioneers; to regulate public auction sales; to fix the license fees of Auctioneers and the auction business; regulating the auction business; and providing penalties for the violation thereof.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of One Hundred Eighty-four Dollars and Ninety-seven Cents (\$184.97) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 71.70
Treasurer's Office	1.85
Tax Receiver	12.47
Maintenance Foreclosed	
Properties	98.95
	<hr/>
	\$184.97

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Forty-six Dollars and Thirty-seven Cents (\$146.37) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

W.P.A. Tax Revaluation
Project 5406-7\$146.37

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirteen Thousand Thirty Dollars and Eighty-three Cents (\$13,030.83) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions—Prior Years
Taxes\$13,030.83

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of

Forty-six Dollars (\$46.00) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance as follows:

Director's Office	\$15.00
Treasurer's Office	6.00
Comptroller's Office	25.00
	<hr/>
	\$46.00

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-three Thousand, Forty-eight Dollars and Eighty-six Cents (\$23,048.86) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance from May 16-31, 1939, as follows:

Director's Office	\$ 1,341.65
Comptroller's Office	2,717.84
Auditor's Office	2,257.50
Treasurer's Office	944.55
Receiver of Taxes	3,803.18
Personal Tax Arrears	1,747.80
Board of Assessment and Revision of Taxes	6,867.23
W.P.A. Tax Revaluation— Project 5406-7	208.33
Board of Assessment for Local Improvements	869.98
First District Court	1,179.16
Second District Court	1,111.64
	<hr/>
	\$ 23,048.86

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty Thousand Dollars (\$50,000.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Fire and Police Pension
Fund\$50,000.00

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Two Hundred Twenty-two Thousand, Nine Hundred Forty-two Dollars and Thirty-three Cents (\$222,942.23) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from May 16th to 31st, 1939, inclusive, as follows:

Director's Office	\$ 604.16
License Division	714.57
Building Division	3,137.47
Electrical Division	2,009.48
First Criminal and Family Courts	1,083.32
Second Criminal Court	607.03
Third Criminal Court	354.16
Night Police Court	309.13
Department of Central Purchase	1,993.32

Police Division	131,767.68
W.P.A. (Police Division) ..	70.00
Fire Division	80,292.01

\$222,942.33

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Seventy-six dollars and Five Cents (\$576.05) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

Director's Office	\$ 15.00
Department of Central Purchase	101.24
Municipal Board of Alco- holic Beverage Control ..	118.03
License Division	130.05
Building Division	70.51
Electrical Division	141.25
	<hr/>
	\$ 576.05

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Three Thousand, Eighty-four Dollars

and Sixteen Cents (\$3,084.16) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending May 31st and June 3rd, 1939, as follows:

Shade Tree	\$ 1,806.16
Public Buildings	1,278.00
	<hr/>
	\$ 3,084.16

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eleven Thousand, Three Hundred Fifty-one Dollars and Twenty-three Cents (\$11,351.23) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property, from May 16th to May 31st, 1939, as follows:

Director's Office	\$ 879.99
Smoke Abatement	154.16
Public Buildings	7,876.34
Weights and Measures	481.66
Printing and Stationery....	65.00
Shade Tree	1,457.49
W.P.A. Project 1485-7	208.33
Public Buildings (City Owned Property)	228.26
	<hr/>
	\$ 11,351.23

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Forty-eight Thousand Four Hundred Eighty-nine Dollars and Forty-five Cents (\$48,489.45) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Bureau of Baths	\$ 4,416.26
Newark City Home	267.50
Law Department	488.40
Newark City Hospital	34,064.06
WPA Sewing Project 5468-7	4,890.00
Newark City Hospital	45.00
WPA Bus Transportation	1,195.00
WPA Bus Transportation...	1,659.50
Youth Week Celebration....	1,463.73
	<hr/>
	\$ 48,489.45

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

RESOLVED: That the sum of Three Hundred and Fifty Dollars (\$350.00) be and the same is hereby appropriated to the person named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Newark City Home	\$350.00
------------------------	----------

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Murphy.

RESOLVED: That the sum of Six Hundred Thirty-three Dollars and Thirty-three Cents (\$633.33) be and the same is hereby appropriated to the City Treasurer, being the monthly payroll of the Department of Public Works for the month of May, 1939, as follows:

United States Social Hy-
giene Fund\$633.33

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand Six Hundred Fifty-five Dollars and Fifty-one Cents (\$1,655.51) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Reserve for 1938
Liabilities (Emergency
Relief—Administration) ..\$1,655.51

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Ninety-nine Thousand, Three Hundred Sixteen Dollars and Eighty-two Cents (\$99,316.82) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works, for the last half of May, 1939, as follows:

Director's Office	\$ 1,566.65
WPA Project 5410-7	
Newark City Hospital....	166.56
Bureau of Health	23,963.23
Newark City Hospital	23,354.40
Convalescent Hospital	1,947.56
Newark City Home	3,173.52
Bureau of Baths	5,124.98
Newark City Alms House	2,472.15
Ivy Hill Power Plant	2,526.26
Outdoor Poor Department	2,159.98
Law Department	3,880.79
Board of Adjustment	460.00
Emergency Relief	23,520.64
	<hr/>
	\$ 99,316.82

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Forty-nine Thousand One Hundred Fifty-five Dollars and Sixty-three Cents (\$49,155.63) be and the same hereby is appropriated to the persons

certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll, period May 16-May 31, 1939, both inclusive:

Director's Office	\$ 1,439.57
Newark Airport	1,309.99
Bureau of Lighting	420.00
Bureau of Streets	3,108.28
Sidewalks	216.66
House Sewer Connections..	380.82
Bureau of Sewers	1,119.14
Bureau of Street Cleaning	4,227.41
Bureau of Surveys	3,034.16
Engineering Division	1,129.99
Bureau of Motors	2,115.13
Bureau of Water	19,675.06
Street Construction	2,915.79
Bureau of Docks	1,095.00
Newark Labor Relations	
Board	390.00
Sewer Construction	774.57
Airport Construction	1,515.00
Haynes Ave. Bridge Construction P.W.A.	445.83
Haynes Ave. Bridge Construction—General	200.00
City Clerk	3,183.23
Elections	460.00
	<hr/>
	\$ 49,155.63

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-four Thousand Two Hundred Twenty-eight Dollars and Seventy-four Cents (\$34,228.74) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of

bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending May 31, 1939:

Newark Airport	\$ 2,444.50
Bureau of Motors	2,638.80
Bureau of Streets	1,418.69
Bureau of Sewers	902.99
House Sewer Connections ..	412.73
Bureau of Street Cleaning	16,717.22
Street Construction	531.60
Bureau of Docks	738.00
Bureau of Water	8,424.21
	<hr/>
	\$ 34,228.74

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seventy-five Dollars and Seventy-five Cents (\$75.75) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (Clifton Ave.) W.	
P. A. Project 1083	\$75.75

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting Commissioner Byrne

RESOLVED: That the sum of Twelve Thousand, One Hundred Forty-five Dollars and Fifty-two Cents (\$12,145.52) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

(WPA Project 3531)	\$ 8,028.02
Street Construction	
(WPA Project 3531-7) ..	80.00
Street Construction	
(WPA Project 3531-7) ..	4,037.50
	<hr/>
	\$ 12,145.52

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

RESOLVED: That the sum of Forty-three Thousand Eight Hundred Eighty-seven Dollars and Thirty-four Cents (\$43,887.34) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Doremus Avenue Bridge	
Construction	\$ 43,424.14
Newark World's Fair Committee (Contingent)	177.00
Surveys	13.20
City Clerk's Office	273.00
	<hr/>
	\$ 43,887.34

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Sixty-nine Dollars and Forty-seven Cents (\$569.47) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Sewer Construction	
(WPA Project 4813-7)	\$318.38
Sewer Construction	
(WPA Project 6131-7)	66.09
Sewer Construction	
(WPA Project 3352-7)	45.00
Sewer Construction	
(WPA Project 4813-7)	140.00
	<hr/>
	\$569.47

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Six Hundred Thirteen Dollars and Sixty Cents (\$3,613.60) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction
(WPA Project 3531-7)\$3,613.60

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

RESOLVED: That the sum of Five Hundred Thirty-five Dollars and Fifty Cents (\$535.50) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction\$535.50

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-seven Dollars and Thirty-eight Cents (\$37.38) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Clerk's Office\$20.00
Newark Labor Relations Board.. 17.38

\$37.38

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-three Dollars (\$43.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$43.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Twenty-four Dollars and Six Cents (\$424.06) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Planning (WPA Project
5358-7)\$424.06

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

Commissioner Murphy offered the following resolution:

June 3, 1939.

WHEREAS, Frank Ricigliano was the record owner of property known as Block 2856, Lot 22, No. 99 Boyden Street, Newark, New Jersey, on October 1, 1935, October 1, 1936, October 1, 1937 and was assessed for the same during that time at a valuation of \$2,400.00, being Land \$900.00 and Improvements \$1,500.00; and

WHEREAS, The improvements on said property were demolished sometime between August 5th and October 8th, 1935, because they had no value, and the land has since remained vacant; and

WHEREAS, said taxes on improvements amounted to \$57.15 in 1936, \$55.35 in 1937 and \$69.15 in 1938;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the assessment of \$1,500.00 on improvements for 1936, 1937 and 1938 be cancelled and that the Comptroller be and he is hereby authorized to cancel of record the taxes for 1936, in the sum of \$57.15; for 1937, in the sum of \$55.35; and for 1938 in the sum of \$69.15.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Harriman Ripley & Co.
63 Wall Street,
New York.

Board of Commissioners of
The City of Newark,
New Jersey.

Gentlemen:—

We the undersigned are the owners and holders of the following outstanding \$185,000 bonds of The City of Newark, New Jersey:

- (1) \$28,000. Port Newark Improvement Bonds, dated July 1, 1924 bearing interest at the rate of four and one-half per centum (4½%) per annum, payable semi-annually on January 1st and July 1st, and consisting of twenty-eight bonds of the denomination of \$1,000 each, numbered and maturing on July 1st in each year as follows: \$8,000. of bonds, numbered from 477 to 484, inclusive, in 1952; \$20,000 of bonds, numbered from 487 to 506, inclusive, in 1953, and reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on May 27th, 1924.
- (2) \$7,000. Public Improvement Bonds, dated December 15, 1925, bearing interest at the rate of four and one-quarter per centum (4¼%) per annum, payable semi-annually on June 15th and December 15th, and consisting of seven bonds of the denomination of \$1,000 each, numbered from 171 to 177, inclusive, and maturing on December 15, 1951, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on November 10th, 1925.
- (3) \$6,000. Municipal Dock Bonds, dated December 15, 1925, bearing interest at the rate of four and one-quarter per centum (4¼%)

per annum, payable semi-annually on June 15th and December 15th, and consisting of six bonds of the denomination of \$1,000 each, numbered from 201 to 206, inclusive, maturing on December 15, 1951, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on November 10th, 1925.

- (4) \$30,000. Port Newark Improvement Bonds, dated December 15, 1925, bearing interest at the rate of four and one-quarter per centum (4½%) per annum, payable semi-annually on June 15th and December 15th, and consisting of thirty bonds of the denomination of \$1,000 each, numbered from 551 to 580, inclusive, maturing on December 15, 1951, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on November 10th, 1925.

- (5) \$23,000. Water Bonds, dated December 15, 1925, bearing interest at the rate of four and one-quarter per centum (4½%) per annum, payable semi-annually on June 15th and December 15th, and consisting of twenty-three bonds of the denomination of \$1,000 each, numbered from 1101 to 1123, inclusive, maturing on December 15, 1951, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on November 10th, 1925.

- (6) \$25,000. School Bonds, dated March 1, 1927, bearing interest at the rate of four and one-quarter per centum (4½%) per annum, payable semi-annually on March 1st and September 1st, and consisting of twenty-five bonds of the denomination of \$1,000 each, numbered from 1111 to 1134, in-

clusive, and 1180, maturing on March 1, 1947, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on January 25th, 1927.

- (7) \$9,600. Public Improvement Bonds, dated December 15, 1927, bearing interest at the rate of four and one-quarter per centum (4½%) per annum, payable semi-annually on June 15th and December 15th, and consisting of nine bonds of the denomination of \$1,000 each, numbered from 706 to 714, inclusive on December 15, 1951, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on November 1, 1927.

- (8) \$57,000. Emergency Relief Bonds, dated May 1, 1938, bearing interest at the rate of four per centum (4%) per annum, payable semi-annually on May 1st and November 1st, and consisting of fifty-seven bonds of the denomination of \$1,000 each, numbered and maturing on May 1st in each year as follows: \$54,000 of bonds, numbered from 1213 to 1231, inclusive, 1342 to 1368, inclusive, and 1374 to 1301, inclusive, in 1945; \$3,000 of bonds, numbered from 1567 to 1569, inclusive in 1946, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of said City on the 22nd day of September, 1937.

The bonds were originally issued in coupon form, but have been converted into registered bonds by the removal and cancellation of the coupons attached thereto and the execution by the City Comptroller of the Conversion Certificate printed on the back of each of such bonds.

We hereby request that these bonds be reconverted, at the expense of the

undersigned, into new coupon bonds of the same form and tenor as those originally issued.

In the event that our request is granted, we shall arrange to have the bonds duly transferred and registered to bearer prior to the issuance of the new coupon bonds.

Very truly yours,
Harriman Ripley & Co., Incorporated.
By: W. E. Rippel,
Assistant Treasurer.

Julius A. Rippel, Inc.
By: Julius A. Rippel,
President.

Ordered filed.

Commissioner Murphy offered the following resolution:

WHEREAS, prior to the issuance of each of the outstanding bonds of The City of Newark hereinafter described a resolution was duly adopted by the governing body of said City providing that said bonds should be issued in coupon form but should be registerable as to both principal and interest, and each of said bonds has, since its issuance, been converted into a registered bond by the removal and cancellation of the coupons attached thereto and the execution by the Comptroller of a Conversion Certificate on the back of such bond, and the holder of said bonds has presented a written request that said bonds be re converted, at its expense, into new coupon bonds of the same form and tenor as those originally issued, and the Board of Commissioners desires to grant such request; NOW, THEREFORE,

BE IT RESOLVED By the Board of Commissioners of The City of Newark that the City Comptroller be and he hereby is authorized to issue new coupon bonds of the same form and tenor in exchange for the following outstanding \$185,000 bonds of The City of Newark, viz.;

(1) \$23,000 Port Newark Improvement Bonds, dated July 1, 1924, bearing interest at the rate of four and one-half per centum (4½%) per annum, payable semi-annually on January 1st and July 1st, and consisting of twenty-eight bonds of the denomination of \$1,000 each, numbered and maturing on July 1st in each year as follows: \$8,000. of bonds, numbered from 477 to 484, inclusive, in 1952; \$20,000 of bonds, numbered from 487 to 506, inclusive, in 1953, and reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on May 27th, 1924.

(2) \$7,000. Public Improvement Bonds, dated December 15, 1925, bearing interest at the rate of four and one-quarter per centum (4¼%) per annum, payable semi-annually on June 15th and December 15th, and consisting of seven bonds of the denomination of \$1,000 each, numbered from 171 to 177, inclusive, and maturing on December 15, 1951, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on November 10th, 1925.

(3) \$6,000. Municipal Dock Bonds, dated December 15, 1925, bearing interest at the rate of four and one-quarter per centum (4¼%) per annum, payable semi-annually on June 15th and December 15th, and consisting of six bonds of the denomination of \$1,000 each, numbered from 201 to 206, inclusive, maturing on December 15, 1951, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on November 10th, 1925.

-) \$30,000. Port Newark Improvement Bonds, dated December 15, 1925, bearing interest at the rate of four and one-quarter per centum (4¼%) per annum, payable semi-annually on June 15th and December 15th, and consisting of thirty bonds of the denomination of \$1,000 each, numbered from 551 to 580, inclusive, maturing on December 15, 1951, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on November 10th, 1925.
- (5) \$23,000. Water Bonds, dated December 15, 1925, bearing interest at the rate of four and one-quarter per centum (4¼%) per annum, payable semi-annually on June 15th and December 15th, and consisting of twenty-three bonds of the denomination of \$1,000 each, numbered from 1101 to 1123, inclusive, maturing on December 15, 1951, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on November 10th, 1925.
- (6) \$25,000. School Bonds, dated March 1, 1927, bearing interest at the rate of four and one-quarter per centum (4¼%) per annum, payable semi-annually on March 1st and September 1st, and consisting of twenty-five bonds of the denomination of \$1,000 each, numbered from 1111 to 1134, inclusive, and 1180, maturing on March 1, 1947, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on January 25th, 1927.
- (7) \$9,000. Public Improvement Bonds, dated December 15, 1927, bearing interest at the rate of four and one-quarter per centum (4¼%) per annum, payable semi-annually on June 15th and December 15th, and consisting of nine bonds of the denomination of \$1,000 each, numbered from 706 to 714, inclusive on December 15, 1951, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on November 1, 1927.
- (8) \$57,000. Emergency Relief Bonds, dated May 1, 1938, bearing interest at the rate of four per centum (4%) per annum, payable semi-annually on May 1st and November 1st, and consisting of fifty-seven bonds of the denomination of \$1,000 each, numbered and maturing on May 1st in each year as follows: \$54,000 of bonds, numbered from 1213 to 1231, inclusive, 1342 to 1368, inclusive, and 1374 to 1381, inclusive, in 1945; \$3,000 of bonds, numbered from 1567 to 1569, inclusive in 1946, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of said City on the 22nd day of September, 1937.

FURTHER RESOLVED; That the Mayor be and he hereby is authorized and directed to sign each of said bonds to be issued pursuant to this resolution, and that the Director of the Department of Revenue and Finance be and he hereby is authorized and directed to countersign said bonds, the City Clerk be and he hereby is authorized and directed to affix the corporate seal of said City, now in use, to each of said Emergency Relief Bonds and to attest said Emergency Relief Bonds and such corporate seal, and the City Clerk be and he hereby is authorized and directed to affix the corporate seal of said City, now in use, to each of said bonds other than the Emergency Relief Bonds and to attest such corporate seal, and the coupons annexed to such reissued bonds shall bear the facsimile signature of the Director

of the Department of Revenue and Finance.

FURTHER RESOLVED, That each of the bonds to be issued pursuant to this resolution and each of the interest coupons to be thereto attached shall be identical in form with said outstanding bonds as they were originally issued, except that each of said bonds shall recite on its face that it has been duly reissued pursuant to a resolution duly adopted by said Board on the 7th day of June, 1939, in exchange for a bond of the same form and tenor originally issued as a coupon bond pursuant to the ordinance recited in the outstanding bond in exchange for which said bond is to be issued and thereafter converted into a fully registered bond.

FURTHER RESOLVED, That no bond shall be issued pursuant to this resolution in exchange for an outstanding bond unless prior thereto said outstanding bond shall have been registered to bearer.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

BE IT RESOLVED, by the Board of Commissioners of The City of Newark that resolution No. 4401, adopted March 8, 1939, which resolution provided for an agreement between The City of Newark and the Portside Manufacturing and Storage Co., Inc., for the leasing of premises located at the Newark Tidewater Terminal, Inc., at Port Newark, be and the same is hereby rescinded.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Newark Tidewater Terminal, Inc. and the Portside Manufacturing and Storage Co., Inc., have entered into a lease for approximately 67,200 square feet of space in Warehouse No. 7, comprising all of Sections F, G and H (and more particularly indicated on a diagram annexed to the proposed lease between the Newark Tidewater Terminal, Inc. and the Portside Manufacturing and Storage Co., Inc.) for a period of six years from April 1, 1939, with an option to renew said lease for an additional term of six years and five months from April 1, 1945; and

WHEREAS, the Newark Tidewater Terminal, Inc., has agreed in the lease with the Portside Manufacturing and Storage Co., Inc., to make certain repairs and alterations to the premises therein leased; and

WHEREAS, it is represented by the Portside Manufacturing and Storage Co., Inc., that the first year's rental, amounting to Fourteen thousand four hundred forty-eight dollars (\$14,448.00) will be used to make the repairs in accordance with the lease executed between the Newark Tidewater Terminal, Inc. and the Portside Manufacturing and Storage Co., Inc.; and

WHEREAS, the Portside Manufacturing and Storage Co., Inc., contemplates the employment of about 200 bona fide residents of The City of Newark in connection with the operation of its business; and

WHEREAS, the lease between the City of Newark and the Newark Tidewater Terminal, Inc. contains a provision that after eighteen months the said lease may be cancelled by either party upon six months' notice; and

WHEREAS, the Portside Manufacturing and Storage Co., Inc. desires to continue the occupancy of the contemplated leased premises for the full period specified in the proposed lease between the Newark Tidewater Terminal, Inc., and the Portside Manufacturing and Storage Co., Inc.; and

WHEREAS, in view of the above mentioned, the Board of Commissioners of The City of Newark believe it will be to the best interests of The City of Newark to have the Portside Manufacturing and Storage Co., Inc. locate its business in Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the Director of the Department of Public Affairs and the City Clerk be and they are hereby authorized and empowered to enter into an agreement with the Portside Manufacturing and Storage Co., Inc., in accordance with the terms and conditions of the agreement hereto attached and made part of this resolution.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, the Newark Housing Authority is planning for the construction of a housing project on what

is known as the Orange and Nesbitt Streets Site; and

WHEREAS, the Newark Housing Authority has requested the City of Newark to vacate Sheffield Street, from Orange Street to James Street, and to vacate Lemon Street from Sheffield Street to Nesbitt Street; and

WHEREAS, it is the desire of the City of Newark to cooperate with the Newark Housing Authority in connection with the construction of housing projects;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that if and when the Newark Housing Authority shall have obtained title to all of the properties located in the housing project to be known as the Orange and Nesbitt Streets Site, that the Board of Commissioners will adopt an ordinance providing for the vacating of Sheffield Street from Orange Street to James Street, and the vacating of Lemon Street from Sheffield Street to Nesbitt Street. A map of the location is hereto attached and made part hereof; and

BE IT FURTHER RESOLVED, that the aforementioned ordinance shall contain a clause reserving to The City of Newark the right of ingress and egress for the purpose of laying new water or sewer pipes, and for the purpose of repairing or relaying the present water pipes or other pipes that may be located on the premises; and

BE IT FURTHER RESOLVED, that the aforementioned ordinance shall be proposed with the expressed understanding that the Newark Housing Authority will agree to turn over to the City of Newark land for street widening purposes as will be necessary in order to facilitate traffic conditions, occasioned by the vacation of the above streets.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Fuel Oil, for all Departments excepting Revenue and Finance, Rostrums, Desks, Benches, etc., for Police Court, Department of Public Safety, Asphalt Concrete Top Course Material for Department of Public Affairs and Retreading tires for the Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to advertise for public bids for the furnishing of

a supply of towels, and laundering thereof, for use in the City Hall buildings. Said public bids to be had in manner provided by law.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering materials listed below; THEREFORE, BE IT

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Affairs and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark; proper contracts for furnishing and delivering said materials:

SLATER'S INC., Newark, N. J.
(Public Works)

Approx. 446 sq. yds. 3/16" Heavy Battleship Linoleum @ \$1.50 sq. yd. for Newark City Home.

GUARDIAN FENCE COMPANY,
Newark, N. J.
(Public Works)

Chain link fence, panels and gates,
for Newark City Hospital, at unit
prices shown on list on file in the
Department of Central Purchase.

C. WOLBER COMPANY,
Newark, N. J.
(Public Works)

Approx. 305,000 Relief Orders @
\$4.75 per M.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the
law and by the authority of the
Board of Commissioners of the City
of Newark, New Jersey, the Depart-
ment of Central Purchase publicly
solicited, received and opened bids for
furnishing and delivering the follow-
ing materials; therefore be it

RESOLVED, by the Board of Com-
missioners of the City of Newark
that the contracts for furnishing and
delivering said materials to the City
of Newark, be and the same hereby
are awarded as follows, being the
lowest formal bidders in response to
public advertisement for sealed pro-
posals, the amounts of their bids be-
ing as follows, and the Director of
the Department of Public Affairs and
the City Clerk of the City of Newark
are hereby authorized and directed to
executed on the part of the City of
Newark, proper contracts for furnish-
ing and delivering said materials:

THE HIGHWAY CORPORATION—
Newark, N. J.
(Public Affairs)

Approx. 4,000 tons Sheet asphalt
binder mixture (Section 435A Bu-
reau of Streets Standard Spec.) @
\$3.07 ton.

Approx. 4,000 tons sheet asphalt sur-
face mixture (Section 435-B Bu-
reau of Streets Standard Spec.) @
\$4.34 ton.

STANDARD BITULITHIC COM-
PANY—New York, N. Y.
(Public Affairs)

Approx. 4,300 tons sheet asphalt
binder mixture (Section 435A Bu-
reau of Streets Standard Spec.) @
\$3.03 ton.

Approx. 3,100 tons fine aggregate as-
phalt concrete mixture (Section
435-D Bureau of Streets Standard
Specification) @ \$3.53 ton.

Approx. 1,200 tons Coarse aggregate
asphalt concrete mixture (Section
435-E Bureau of Streets, Standard
Specifications) @ \$3.43 ton.

H. LIPPMAN SONS,
MEISEL BROTHERS,
TOPLANSKY BROS., INC.

(Public Works)

Leather and shoe findings for the De-
partment of Public Welfare, for a
period of four (4) months at unit
prices shown on list on file in the
Department of Central Purchase.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne,

Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, the Director of the Department of Parks and Public Property received informal bids for the decorating of the reviewing stand at the City Hall building for the memorial Day Parade Tuesday, May 30th; and

WHEREAS, J. Ash, 1060 Broad Street, Newark, was the lowest responsible bidder for the sum of Sixty dollars (\$60.00);

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the action of the Director of the Department of Parks and Public Property in contracting with J. Ash for decorating the reviewing stand at the City Hall Building for the Memorial Day Parade, at the cost of Sixty dollars (\$60.00), be and the same is hereby approved.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did solicit and attain prices for the installation of a glass in the men's room, fourth floor, City Hall building, at a cost of Three dollars and eighty cents (\$3.80), and one glass in Room B No. 6, City Hall Building, at a cost of Six dollars and thirty cents (\$6.30), and did award the contracts to M. Lakind for the doing of said work;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the action of the Director of the Department of Parks and Public Property in the aforesaid matter be and the same is hereby ratified.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did solicit bids for the installation of ten pieces of tapered obscure glass for lantern at Bocca Court, Summer Avenue and D'Auria Street, and that the lowest price was Seventy-five cents (75c) each, and did award the said contract to M. Lakind;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the action of the Director of the Department of Parks and Public Property in the matter aforesaid be and the same is hereby approved.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property obtained informal bids for binding three sets of loose leaf Local

Property Sheets, the lowest estimate being Five dollars and twenty-five cents (\$5.25), and did award work to F. Enderlin & Son on May 11, 1939;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the action aforesaid of the said Director be and the same is hereby approved.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, by the Board of Commissioners of the City of Newark that the following changes appearing in the payroll of the Department of Parks and Public Property for the first half of June, 1939, be and the same are hereby approved, confirmed and ratified;

PUBLIC BUILDINGS

Josephine Nester, temporary Telephone Operator, terminated her services on June 3, 1939;

Daniel Ryan, Cleaner, absent without permission from May 22, to May 31, 1939, and he was not paid during his absence;

Arthur Cranston, temporarily appointed as Painter at a salary of \$10.00 per day, effective as of June 6, 1939;

Peter Bagley, temporary Fireman, terminated his services on May 31, 1939;

Michael Schall, Fireman, returned to duty on June 1, 1939;

Mae Bolton, Telephone Operator, absent account of illness, from May 12 to June 3, 1939, permission for absence during illness with pay was granted.

SHADE TREE

Michael Lynch, Laborer, on leave of absence because of illness, died on May 26, 1939.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that the resolution adopted by this Board of Commissioners on May 24th, 1939, appointing Radio Signal Operators in the Department of Public Affairs, (Newark Airport) be and the same hereby is rescinded only insofar as it applies to Donald Whitworth, said resolution in other respects to remain in full force and effect; and

BE IT FURTHER RESOLVED, that the services of said Donald Whitworth as Radio Signal Operator, Second Class, be and the same hereby are terminated at the close of business May 31st, 1939; and

BE IT FURTHER RESOLVED, that Donald Whitworth be and he hereby is appointed temporarily to the position of Radio Signal Operator, First Class, at Fifty dollars (\$50.00) per week, effective June 1st, 1939.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs, is filing a project application with the National Youth Administration to provide part-time employment for 61 negro youth between the ages of 18 and 25 years to make new and repair old garments for free distribution to the needy of the City of Newark, and bandage folding for the Newark City Hospital, in the operation of which projects the youths will receive valuable training and work experience in homemaking classes which will include general sewing and garment making, the study of foods, home decorations and needlework, table setting and serving, for which Federal funds are requested in the amount of \$18,160.00; and

WHEREAS, in said project application the sum of \$600.00 is set up as the sponsor's contribution to provide rent, heat, light and power; and

WHEREAS, Phillip Stein of the City of Newark is the owner of a building located at 46 West Kinney Street in the City of Newark, the second floor of which building contains approximately 1500 sq. ft. of floor space which is well suited for the operation of said project, and has agreed to lease said second floor to the City of Newark on a month to month basis;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized, upon approval of said project, to enter into and execute a lease with Phillip Stein of the City of Newark for the premises hereinbefore described at a rental of \$50.00 per month, payable

monthly, said lease to be subject to termination by either the City of Newark or Philip Stein on thirty days notice in writing to the other.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs, is causing to be filed with the National Youth Administration a project to provide part-time employment for 61 negro youth between 18 and 25 years of age, to be taken from the relief rolls of the City, for the purpose of making new and repairing old garments for free distribution to the needy of the City of Newark, and bandage folding for the Newark City Hospital; during the operation of this project the youth will receive valuable training and work experience in homemaking classes which will include general sewing and garment making, the study of foods, home decorations and needlework, table setting and serving; and

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$18,160.00 is contingent upon the expenditure of \$600.00 by the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs is hereby authorized to expend the sum of \$600.00 for the purpose aforesaid.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, New Royal Delicatessen, Inc., of 814 Hawthorne Avenue, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark, for the period commencing July 1st, 1938, for a Plenary Retail Consumption License, and did deposit the sum of Five hundred dollars (\$500) with the Clerk of the said Board, at the time of the filing of said application; and

WHEREAS, New Royal Delicatessen, Inc., did operate business under and by virtue of an order of Commissioner D. Frederick Burnett, since the first day of July, 1938, to the second day of March, 1939, on the condition that the New Royal Delicatessen, Inc., would satisfactorily separate its delicatessen business from the liquor business, and furnish adequate proof of such; and

WHEREAS, on March 2nd, 1939, Commissioner D. Frederick Burnett did vacate the order granting the New Royal Delicatessen, Inc., permission to operate, and did order the New Royal Delicatessen, Inc., to cease any alcoholic beverage business at its premises at 814 Hawthorne Avenue, Newark, New Jersey, and did advise the clerk of the Municipal Board of Alcoholic Beverage Control to return the pro rata refund to the New Royal Delicatessen, Inc., from March 2, 1939, to June 30, 1939; and

WHEREAS, the refund now due the New Royal Delicatessen, Inc. is in the amount of \$165.77;

NOW, THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the sum of \$165.77 be and the same is hereby ordered paid to the New Royal Delicatessen, Inc., and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to pay the same to the above named applicant.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., June 7, 1939.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At the meeting of the Board of Adjustment held May 23, 1939, a resolution was adopted recommending to your Honorable Body that the application of Fred J. Bock, Inc., for a variance from the terms of the Zoning Ordinance so as to permit the construction of a store beyond the required setback line, be allowed under the conditions specified in the said resolution.

At a meeting of the Board of Adjustment held June 6th, 1939, the aforesaid resolution was amended by adding to the third condition the words "and for no other purpose."

The Board of Adjustment now re-

spectfully recommends that the aforesaid application be allowed, subject to the amended conditions, as follows:

86-88 Lyons Avenue; Fred J. Bock, Inc.; in a 1st business district the erection of a store beyond the required setback line; on condition that the building be not more than a hundred feet in depth; that the cellar be in the front part of the building; and that there be only one door in the rear, for emergency exit and for no other purpose.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary

(This matter to be heard by the Board of Commissioners at its meeting of June 7, 1939.)

Mr. Rankin: It came in last week.

Ordered filed.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Fred J. Bock, Inc., (Milton Scheininger, owner); for the erection of a store beyond the required setback line in a 1st business district; premises 86-88 Lyons Avenue; on condition that the building be not more than a hundred feet in depth; that the cellar be in the front part of the building; and that there be only one door in the rear, for emergency exit and for no other purpose;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin. Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Society of the Babies Hospital, owner; for the construction and operation of a gasoline station including lubritorium and automobile laundry in a 3rd residence district; premises 171-177 Littleton Avenue; on condition that automobiles enter this station by way of Thirteenth Avenue and leave by way of Littleton Avenue, with the flow of traffic; same to be constructed and operated in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending eight years from date hereof;

the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

The following persons appeared and opposed the application:

Dr. Christopher Reilly.
Mr. William McKelvey.

The following persons appeared in favor of the application:

Mr. M. Andrew Moore.
Mr. Augustus Hamburg.
Mr. Spencer Marsh.
Mr. Kitchell.

Commissioner Byrne: I move its adoption.

Mayor Ellenstein: Is there a second to that? Director Byrne moves concurrence. Is there any second to it?

Apparently there isn't any second to it?

Is there any reverse action, a motion not to concur?

Commissioner Murphy: I so move you.

Mayor Ellenstein: You move non-concurrence?

Commissioner Franklin: I second the motion.

Mayor Ellenstein: All in favor of the motion that the action of the Board of Adjustment be not concurred in will signify by saying aye; contrary no; the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne No

The City Clerk: Commissioner Franklin?

Commissioner Franklin: Aye.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: Aye.

The City Clerk: Mr. Mayor.

Mayor Ellenstein: Aye.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of M. & M. Incorporated, owner; for the alteration and addition to present gasoline station in a first industrial district; premises 185-187 Pennsylvania Avenue; same to be constructed and operated in conformity with the rules of the Board of Adjustment; that all damage to the building at 183 Pennsylvania Avenue, resulting from the razing of the building at 185 Pennsylvania Avenue, be repaired by the applicant; such use to be limited to the period ending eight years from the date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

Board of Adjustment

Newark, N. J., June 6, 1939.

Mayor Ellenstein: This is an adjourned matter, too. Is there anything more to be added?

Mayor Ellenstein: Is there anything else;

The following persons appeared and opposed the application:

Mr. Salvatore Simeone, representing property owners.

The following persons appeared in favor of the application:

Mr. Irwin Goldfinger.

Mr. Litwack.

A traffic report made by the Traffic Division of the Department of Public Safety stating that the alteration would improve traffic conditions was received.

Mayor Ellenstein: What is the disposition of the Board here?

Commissioner Franklin: I move concurrence with the Adjustment Board.

Mayor Ellenstein: Is there a second to that?

Commissioner Byrne: I will second it.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

Nay: Mayor Ellenstein.

The following communication was received and read:

The Board of Commissioners of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

7-9 Warren Place; Moses Eisner; renewal of permit for automobile parking station; such use to be limited to the period of two years ending May 8th, 1941;

17-33 Edison Place; Star Parking Company; renewal and enlargement of automobile parking station; same to be operated and maintained in conformity with the rules of this Board; such use to be limited to the period of one year ending June 6, 1940;

580 South Tenth Street; Harry Grueger; renewal of permit for two portable gasoline tanks; such use to be limited to the period of one year ending June 1, 1940;

207-209 Plane Street, Edwin C. Brautigam, owner; renewal of permit for automobile parking station; such use to be limited to the period of one year ending June 27, 1940;

*10 Holland Street (462 Springfield Avenue); Morris Braun; renewal of permit for automobile parking station; such use to be limited to the period of one year ending June 24, 1940.

Respectfully submitted,
Board of Adjustment.
R. B. Rankin, Secretary.

(These matters to be heard by the Board of Commissioners at its meeting of June 7, 1939.)

Received, copy to be sent to each Commissioner and further action postponed to June 14, 1939.

Deputy City Clerk Bross: The communication from the Board of Adjustment recommending variances in five different places. Four are renewals, Mr. Mayor.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in these four cases of renewal.

Commissioner Franklin: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Moses Eisner, owner; for the renewal of permit for automobile parking station; premises 7-9 Warren Place; such use to be limited to the period of two years ending May 8, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Harry Krueger (William Aschenbach, owner); for the renewal of permit for two portable tanks; premises 580 South Tenth Street; such use to be limited to the period of one year ending June 1, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Edwin C. Brautigan, owner; for the renewal of permit for automobile parking station; premises 207-209 Plane Street; such use to be limited to the period of one year ending June 27, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Morris Braun (Estate of Julius S. Klein, Hattie Finklestein, trustee, owner); for the renewal of permit for automobile parking station; premises 10 Holland Street (462 Springfield Avenue); such use to be limited to the period of one year ending June 24, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The other matter from the Adjustment Board will take the usual course and be heard one week from today on June 14.

Commissioner Byrne: I move we adjourn.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne,
Franklin, Murphy, Mayor Ellenstein.

M C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE JR.
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., June 14, 1939.

A regular meeting of the Board of Commissioners of The City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Daylight Saving Time.

Present: Commissioners Byrne, Franklin, Murphy.

Absent: Commissioner Duffy, Mayor Ellenstein.

Commissioner Murphy, presiding.

Acting Mayor Murphy: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

The following communication was received and read:

STATE OF NEW JERSEY
Department of Local Government

June 9, 1939

Trenton.

Mr. Harry S. Reichenstein, Clerk,
City of Newark,
County of Essex,
City Hall,
Newark, New Jersey:

Re: City of Newark

Dear Sir:—

There is enclosed one copy of the adopted 1939 Budget of The City of Newark which has been approved by the Commissioner of Local Government.

Very truly yours,

W. G. Coward, Assistant Supervisor
For: Walter R. Darby,
Commissioner of Local Government.
June 9, 1939

**ADOPTED BUDGET
CERTIFICATION
CITY OF NEWARK**

It is hereby certified that the attached 1939 adopted budget of the City of Newark, County of Essex, complies with the requirements of R. S. App. A: 4-25 and R. S. App. A: 4-26.

Said approval is given under the authority of R. S. App. A: 4-27.

This budget also complies with the requirements of R. S. 40: 2-53.

N. D. Dorsett, Field Supervisor
For: Walter R. Darby,

Commissioner of Local Government.

Ordered filed.

The City Clerk presented An Ordinance authorizing the execution of a contract between The City of Newark and the Public Service Coordinated Transport, modifying and altering the contract of January 9, 1929, between The City of Newark and the said Public Service Coordinated Transport, and stated that today was

the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Acting Mayor Murphy: Is there any person who desires to be heard on this ordinance?

(No response.)

No one appearing, Commissioner Franklin moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Commissioner Franklin moved that the following ordinance be taken up on second reading:

An Ordinance authorizing the execution of a contract between The City of Newark and the Public Service Coordinated Transport, modifying and altering the contract of January 9, 1929, between The City of Newark and the said Public Service Coordinated Transport.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Commissioner Franklin moved that said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Commissioner Franklin moved that the title of "An Ordinance authorizing the execution of a contract between The City of Newark and the Public Service Coordinated Transport, modifying and altering the contract of January 9, 1929, between The City of Newark and the said Public Service Coordinated Transport," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

The Clerk then read the title of the ordinance as follows:

An Ordinance authorizing the execution of a contract between The City of Newark and the Public Service Coordinated Transport, modifying and altering the contract of January 9, 1929, between The City of Newark and the said Public Service Coordinated Transport.

The ordinance having been read three times, was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

The City Clerk presented the following ordinance: "An Ordinance to provide for the opening and laying out of North 6th Street, in the City of Newark, in land and right of way of the abandoned Morris Canal" and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Acting Mayor Murphy: Does any citizen desire to be heard on this ordinance?

(No response).

No one appearing, Commissioner Franklin moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Commissioner Franklin moved that the following ordinance be taken up on second reading:

An Ordinance to provide for the opening and laying out of North 6th Street, in the City of Newark, in land of the right of way of the abandoned Morris Canal.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Commissioner Franklin moved that the ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

Commissioner Franklin moved that
the ordinance be taken up on third
reading and final passage.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

Commissioner Franklin moved that
the title of "An Ordinance to provide
for the opening and laying out of
North 6th Street, in the City of New-
ark, in land of the right of way of
the abandoned Morris Canal," be tak-
en for its third reading.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

The Clerk then read the title of the
ordinance as follows:

An Ordinance to provide for the
opening and laying out of North 6th
Street, in the City of Newark, in land
of the right of way of the abandoned
Morris Canal.

The ordinance having been read
three times was then declared to be
upon its third and final passage.

The roll being called, the ordinance
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

Commissioner Murphy offered the
following resolutions:

RESOLVED: That the sum of
Twenty-two Thousand, Five Hundred
Thirty-five Dollars and Eighty-two

Cents (\$22,535 82) be and the same is
hereby appropriated to persons named
on the annexed certified list, being
the bills and claims of the Depart-
ment of Revenue and Finance, as fol-
lows:

Auditor's Office	\$ 8.50
Treasurer's Office	15.00
Board of Works Pension Fund	21,712.08
Cost of Bond Issues	18.00
1939 Taxes	728.24
	<hr/>
	\$ 22,535.82

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

RESOLVED: That the sum of
Seven Thousand, Seven Hundred
Ninety-one Dollars and Sixty-three
Cents (\$7,791.63) be and the same is
hereby appropriated to persons nam-
ed on the annexed certified lists, be-
ing the bills and claims of the De-
partment of Revenue and Finance, as
follows:

Remissions—Prior Years	
Taxes	\$7,791.63

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

RESOLVED: That the sum of
Sixty-nine Thousand Two Hundred
and Fifty Dollars (\$69,250.00) be and
the same is hereby appropriated to

persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Technical School\$69,250.00

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED: That the sum of Two Hundred Dollars (\$200.00) be and the same is hereby appropriated to Department of Revenue and Finance W. P. A. Project No. 5406-7 to create a Petty Cash Fund.

This fund is to be reimbursed by the submission of itemized bills monthly to the Auditor of Accounts signed by the Project Director.

Petty Cash\$200.00

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED: That the sum of One Million Five Hundred Forty-seven Thousand Five Hundred Dollars (\$1,547,500.00) be and the same is hereby appropriated to person named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Public School
Appropriation\$1,547,500.00

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Eighty-three Dollars and Thirty-one Cents (\$83.31) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Municipal Board of Alcoholic
Beverage Control\$83.31

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED: That the sum of Thirteen Thousand, Eight Hundred Ninety Dollars and Sixty-nine Cents (\$13,890.69) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

United States Social	
Hygiene Fund	\$ 778.80
Bureau of Health	7,333.60
Public Outing (Camp	
Newark)	44.44
Rental of Beds in Institu-	
tions	4,312.50
Bureau of Baths	1,421.35
	<hr/>
	\$ 13,890.69

Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED: That the sum of Four Hundred Seven Thousand, Six Hundred Ten Dollars and Eighty-eight Cents (\$407,610.88) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—

Direct\$407,610.88

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED: That the sum of Three Thousand, Two Hundred Forty-eight Dollars and Forty Cents (\$3,248.40) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending June 7th and June 10th, 1939 as follows:

Shade Tree\$ 1,974.40
Public Buildings 1,274.00
\$ 3,248.40

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED: That the sum of Forty-nine Thousand, Two Hundred Eighty-five Dollars (\$49,285.00) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Parks and Public Property, as follows:

Free Library\$ 39,285.00
Newark Museum 10,000.00
\$ 49,285.00

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Three Hundred Twenty-two Dollars and Sixty-seven Cents (\$322.67) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$207.91
Street Cleaning 12.00
Streets 11.16
Motors 21.69
Docks 10.00
Newark Airport 43.15
City Planning (WPA Project
5353-7) 15.43
Toy Mending (WPA Project
5613-7) 1.33

\$322.67

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED: That the sum of One Hundred Seventy-nine Thousand Two Hundred Forty-eight Dollars and Forty Cents (\$179,248.40) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Sundries	\$ 30.00
City Clerk	99.10
Bureau of Docks	56.08
Street Cleaning	967.00
Passaic Valley Sewer Maintenance	173,019.32
Board of Education— Attendance	226.30
Joint Outlet Sewer Maintenance	4,850.60
	<hr/>
	\$179,248.40

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED: That the sum of Seven Thousand, Eight Hundred Eighty-one Dollars and Twenty-five Cents (\$7,881.25) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills con-

tracted and chargeable to the Department of Public Affairs, as follows:

Water\$7,881.25

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED: That the sum of One Thousand, Four Hundred Ten Dollars and Forty-six Cents (\$1,410.46) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

1938 Snow Removal\$1,410.46

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED: That the sum of Two Hundred Seventy Dollars and Twenty Cents (\$270.20) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Sewer Construction (WPA Project 6131-7)	\$ 57.66
Sewer Construction (WPA Project 4813-7)	70.00

Sewer Construction
(WPA Project 4813-7) 142.54
\$270.20

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED: That the sum of Seven Hundred Seventy-two Dollars (\$772.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water (WPA 5249-7)\$772.00

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED: That the sum of Seven Hundred Dollars (\$700.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$700.00

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED: That the sum of Thirty-four Thousand, Nine Hundred Thirty-three Dollars and Eighteen Cents (\$34,933.18) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending June 7, 1939:

Newark Airport	\$ 2,492.80
Bureau of Motors	2,647.28
Bureau of Streets	1,573.55
Bureau of Sewers	829.07
House Sewer Connections	545.18
Bureau of Street Cleaning	16,829.42
Street Construction	565.20
Bureau of Docks	754.80
Bureau of Water	8,695.88
	<hr/>
	\$ 34,933.18

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED: That the sum of Five Hundred Thirty-one Dollars and Eleven Cents (\$531.11) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction
 Clifton Ave. W.P.A. 1083 ...\$517.11
 Swimming Pool Construction
 Hayes Park West W.P.A.
 1083 14.00
 \$531.11

M. Ellenstein
 Pearce R. Franklin
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy.

Nays: Commissioner Byrne.

Commissioner Murphy offered the following resolutions:

WHEREAS, the budget for the year 1939 was adopted on June 7, 1939; and,

WHEREAS, there was contained therein an estimate as to certain matter contained therein; and,

WHEREAS, the law provides that: "not later than two weeks after the final adoption of the budget, the items in such statement which were estimates shall be corrected insofar as the actual amounts shall be known, and such statement as so corrected shall be separately published at least once in at least one newspaper circulating in the municipality * * *."

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the City Clerk be and is hereby directed to publish the attached statement as same shall be furnished him by the Director of the Department of Revenue and Finance, as required by law.

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 Pearce R. Franklin

S T A T E M E N T

(Required by Revised Statutes 40-2-14)

Taxes for:	1939	Actual 1938	Actual 1937
State School .....(Actual for 1939)	\$ 2,276,975.27	\$ 2,541,920.14	\$ 2,683,411.66
State Soldiers' Bonus Bonds (Actual for 1939)	174,330.01	173,190.65	186,609.55
County (a) General County (Actual for 1939)	4,796,600.81	4,810,434.48	5,112,094.20
Local District Schools (Actual for 1939)	7,860,000.00	7,930,000.00	7,450,000.00
Local Purposes	22,605,775.06	.....	.....
(a) As shown by Abstract of Ratables .....	.....	25,829,128.40	20,032,994.70
(b) Bank Stock Tax .....	.....	66,545.51	64,290.91
Totals	\$37,713,681.15	\$41,351,219.18	\$35,529,400.02
State Aid:			
(a) Relief Fund .....	.....	\$ 4,095,919.86	\$ 3,900,453.97
Tax Rate .....(Estimated for 1939)	\$ 4.55	\$ 4.61	\$ 3.69

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin. Murphy.

WHEREAS, Francis C. James is an Honorably Discharged Veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1938;

WHEREAS, On October 1st, 1937, Francis C. James was the owner of record of premises known and designated as Block 4052, Lot 34, 69 West End Avenue, Newark, New Jersey, which was assessed at a valuation of \$5,400.00, tax \$248.94;

BE IT THEREFORE RESOLVED By the Board of Commissioners of The City of Newark that the said Francis C. James be granted exemption of \$500.00, tax \$23.05 for 1938, from the assessed valuation on his property known as Block 4052, Lot 34, 69 West End Avenue, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

WHEREAS, Joseph Dutz is an Honorably Discharge veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1938;

WHEREAS On October 1st, 1937, Joseph Dutz was the owner of record of premises known and designat-

ed as Block 3744, Lot 29, 9 Whittier Place, Newark, New Jersey, which was assessed at a valuation of \$4,000.00, tax \$184.40;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that said Joseph Dutz be granted exemption of \$500.00, tax \$23.05 for 1938, from the assessed valuation of his property known as Block 3744, Lot 29, 9 Whittier Place, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

WHEREAS, Richard F. Harris is an Honorably Discharge veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1938;

WHEREAS, On October 1st, 1937, Richard F. Harris was the owner of record of premises known and designated as Block 4163, Lot 51, 91 Woodbine Avenue, Newark, New Jersey, which was assessed at a valuation of \$5,400.00, tax \$295.04;

BE IT THEREFORE RESOLVED By the Board of Commissioners of The City of Newark that the said Richard F. Harris be granted exemption of \$500.00, tax \$23.05 for 1938, from the assessed valuation on his property known as Block 4163, Lot 51, 91 Woodbine Avenue, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

WHEREAS, On May 31, 1939, resolutions 4909-F was adopted by the City Commission regarding the proposed contract between Alfred L. Kirby and The City of Newark; and

WHEREAS, the paragraphs nine and ten of said proposed contract are objectionable to the said Alfred L. Kirby in some of the matters contained therein; and,

WHEREAS, it is deemed for the best interest of The City of Newark that the said paragraphs be amended;

THEREFORE, BE IT RESOLVED by The Board of Commissioners of The City of Newark that paragraphs nine and ten of the proposed contract, which was attached to the aforesaid resolution and made part thereof, be and the same are hereby rescinded and the following matter be substituted:

"9. Notwithstanding anything contained herein, it is understood and agreed that the said judgment shall be presently of record in a court of competent jurisdiction and enforceable in law against the person, persons, firm or corporation liable therefor; that the amount of the said judgment shall be collected and the money become available and received by The City of Newark; that the expense or expenses incident to the collection and satisfaction thereof shall be paid by the party of the first part; that it is not a

judgment entered during the employment or occupancy of office in The City of Newark by the party of the first part, or from information available or acquired by him during the period of said office or employment; and that the payment of the party of the second part of fifteen per cent (15%) of the money paid in satisfaction of said judgment shall be in full payment for all information and services rendered by the said party of the first part."

and the Director of the Department of Revenue and Finance be and he is hereby authorized to enter into the contract as amended and approved as to form by the Corporation Counsel.

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Commissioner Byrne offered the following resolution.

WHEREAS, On April 26, 1939, the Board of Commissioners adopted a resolution, 4705-F, which set forth:

"Frank Rowe, Laborer, has been granted a two months leave of absence, without pay, as per his request, effective April 21st, 1939," and on May 10, 1939, resolution 4784-F set forth:

"Frank Rowe, Laborer, returned to duty on May 1, 1939 from his leave of absence"; and

WHEREAS, it has been submitted on behalf of the said Frank Rowe, who is a Laborer employed in the Department of Parks and Public Prop-

erty, that the reason for the absence from duty was because of illness, and that illness occurred while he was working, and it is the opinion of the Director of the Department of Parks and Public Property, on the facts submitted to him, that the absence being due to sickness, that the employee was entitled to be paid, and that the sum of Forty-five Dollars (\$45.00), which was deducted from his pay for the ten days absence, should be restored to him;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the sum of Forty-five Dollars (\$45.00), which was deducted from the pay of Frank Rowe, a Laborer employed in the Department of Parks and Public Property, be and the same shall be repaid to him, and the Director of the Department of Parks and Public Property is hereby authorized to include the said sum of Forty-five Dollars (\$45.00 on the next payroll.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Commissioner Franklin offered the following resolutions:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering wire and cable for the Police and Fire Divisions, Department of Public Safety.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Director of the Department of Public Works, publicly solicited, received and opened proposals for the furnishing of all the labor and materials for the removal and repairing, etc., to present fire escapes on North Wing, Camden Street Elevation, Newark City Hospital, in connection with the elimination of the existing fire hazards and such other work in connection with the City Hospital alterations; and

WHEREAS, S. Ackerman & Sons, Inc. bid the sum of Five hundred thirty three dollars (\$533.00) for the removal and repairing, etc. to present fire escapes on North Wing, Camden Street elevation, Newark City Hospital, which has been accepted, being the lowest responsible bidder;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, New Jersey, that the contract for the removal and repairing, etc., to present fire escapes on North Wing, Camden Street elevation, Newark City Hospital, in connection with the elimination of the existing fire hazards and such other work in connection with the City Hospital alterations, be and the same is hereby awarded to S. Ackerman & Sons, Inc. for the sum of Five hundred thirty-three dollars (\$533.00), and the Director of the Department of Public Works and the City Clerk are hereby authorized to execute on the part of the City of Newark, proper contract.

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering the following materials; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

LOCK JOINT PIPE COMPANY—
East Orange, N. J.

(Public Affairs)

Approx. 900 ft. 18" reinforced concrete pipe @ .59 per ft.

Approx. 400 ft. 24" reinforced concrete pipe @ .89 per ft.

Approx. 600 ft. 36" reinforced concrete pipe @ 1.68 per ft.

ARMORED CONCRETE CORPORATION—Newark, N. J.

(Public Affairs)

Approx. 80 Standard Newark Manhole Heads and covers, 10" deep @ \$20.00 each.

Approx. 5 Standard Newark manhole heads and covers (sidewalk type) 5" deep @ \$18.00 each.

Approx. 20 Standard State Highway Basin Heads complete @ \$44.90 each.

B. KATCHEN IRON WORKS—
Irvington, N. J.

(Public Works)

Approx. 2 tons $\frac{1}{2}$ " deformed mild steel reinforcing bars 15% to 25% carbon * @ \$59.00 ton.

Approx. 2 gross $\frac{3}{16}$ " x $1\frac{1}{2}$ " round head screw type bolts and nuts @ .50 gross.

Approx. 6.85 ton structural steel, Templates, Rivets, Bolts, Government Anchors, Clip Angles, Lintels, etc., * @ \$69.00 ton.

Approx. 1 ton $\frac{1}{2}$ " deformed reinforcing steel bars, 40' 0" lengths (not more than .15 to .25 carbon) @ \$59.00 ton.

Approx. 2.5 tons structural steel, plates, clips, angles, rivets, etc., @ \$69.00 ton.

* For estimating structural and reinforcing steel, etc. see drawing No. 18 of the plans for Newark City Hospital, at WPA Area Office, No. 4, 36 Franklin Street, Newark, N. J.

BRICK & TILE CORPORATION—
Newark, N. J.

(Public Affairs)

Approx. 480,000 common building bricks @ \$13.64 per M.
(For swimming pools)

JOHN J. CALLAGHAN, INC—
Harrison, N. J.

(Public Affairs)

Approx. 1,150 cu. yds. 1:2:3 concrete
with Pozzolite or equal @ \$7.14
cu. yd. *

Approx. 950 bags Common Hydrated
Lime @ .31 bag *

Approx. 20 bags Plaster Paris @ .90
bag. *

* For swimming pools.

Approx. 2,000 cu. yds. Bituminous
Sand (Section 419 Bureau of
Streets Standard Specifications)
scow delivery to City Asphalt Plant
@ \$1.17 cu. yd. (Bureau of Streets)

JAMES H. MILLER & COMPANY—
Newark, N. J.

(Public Affairs)

Approx. 1,300 bags (94 lb. ea.) White
Portland Cement, Atlas or Medusa
@ \$1.55 bag.

**LAKE ASPHALT & PETROLEUM
COMPANY OF N. J.—**
Maplewood, N. J.

(Public Affairs)

Approx. 250 tons asphalt filler for
brick pavements, blown type, Sec-
tion 440, Bureau of Streets Stand-
ard Specifications, in drums to City
Asphalt Plant @ \$16.35 ton.

HARRISON SUPPLY COMPANY—
Harrison, N. J.

(Public Affairs)

Approx. 3,000 cu. yds. Concrete sand
(Section 420 Bureau of Streets
Standard Spec.) truck delivery to
various streets @ \$1.10 cu. yd.

Approx. 3,000 cu. yds. Grade E brok-
en stone aggregate (Section 417)
truck delivery to various streets @
\$1.50 cu. yd.

Approx. 200 tons Mineral Filler (Sec-
tion 422) in bags to City Asphalt
Plant @ \$4.88 per ton.

Approx. 1,250 pcs. smooth faced hol-
low tile 6"x12"x12" (swimming
pools) @ \$111.20 per M.

Approx. 200 cu. yds. 1½" stone (swim-
ming pools) @ \$1.50 cu. yd.

Approx. 1,900 cu. yds. ¾" stone (swim-
ming pools) @ \$1.50 cu. yd.

Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Murphy.

Nay: Commissioner Byrne.

WHEREAS, in accordance with the
law and by the authority of the Board
of Commissioners of the City of New-
ark, New Jersey, the Department of
Central Purchase publicly solicited,
received and opened bids for furnish-
ing and delivering meats and poul-
try; therefore be it

RESOLVED, by the Board of Com-
missioners of the City of Newark that
the contracts for furnishing and de-
livering said products to the City of
Newark, be and the same hereby are
awarded in the amounts set opposite
their respective names, being the low-
est formal bidders in response to pub-
lic advertisement for sealed proposals
and the Director of the Department
of Public Safety and the City of the
City of Newark are hereby authorized
and directed to execute on the part of
the City of Newark, proper contracts

for furnishing and delivering said meats and poultry:

Approximately

John Gialanella	\$ 8,593.98
DeBow & Company	\$ 390.15
Fred Horns, Inc	\$10,271.31
Ideal Packing Company	\$15,575.97
Lair & Brydon	\$ 4,651.26
Palumbo & Cicalese	\$ 3,917.49

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Commissioner Byrne offered the following resolution:

WHEREAS, the divisions of the Department of Parks and Public Property have incurred certain obligations for the furnishing of materials, supplies, and services; and

WHEREAS, the same have been approved by the Director of the Department of Parks and Public Property;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the items hereafter set forth for the furnishing of materials, supplies, and services to the Department of Parks and Public Property be and the same are hereby approved.

PUBLIC BUILDINGS

May 26, 1939, Max S. Kotler, furnishing keys for lock, \$.60.

May 29, 1939, M. Lakind, furnishing and installing glass in Comm. Kass' office, \$10.20.

May 16, 1939 to June 16, 1939, N. J. Bell Telephone Co., telephone service — City Hall switchboard, \$901.05.

May, 1939, N. J. Bell Telephone Co., telephone service — direct wires, \$158.17.

May 1, 1939 to May 29, 1939, N. J. Toilet @ Towel Supply Co., Towel Service, \$46.08.

WEIGHTS & MEASURES

May 1, 1939 to May 31, 1939, Superior Garage of Newark, Storage and service.

May 3 1939 to May 13, 1939, Superior Garage of Newark, Repairs and changing oil, \$34.10.

May 1, 1939 to May 31, 1939, Bennett Oil Company, Gasoline and Oil, \$9.80.

DIRECTOR'S OFFICE

May 1, 1939 to May 26, 1939, Bennett Oil Company, Gasoline, oil, grease and washes, \$20.25.

SMOKE ABATEMENT

May 1, 1939 to May 28, 1939, Bennett Oil Company, gasoline, oil and grease, \$14.03.

PRINTING AND STATIONERY—

January 1, 1939 to April 1, 1939, quarterly inspection of Addressograph machines, \$77.75.

January 1, 1939 to April 31, 1939, Mechanical service on Burrough's machines, \$8.52.

January 1, 1939 to March 31, 1939, Newark Sunday Call, Bound volumes of newspapers, \$'80.

January 1, 1939 to April 1, 1939, Underwood Elliott Fisher Co., service on typewriter No. 4351854, \$2.00.

HADE TREE BUREAU

For transportation and telephone calls during month of May:

Cornelius J. Cronin, \$5.00
Patrick H. Tansey, \$5.00.
Solomon Newbarth, \$5.00.
Andrew J. Sweeney, \$5.00.
Walter R. MacPherson, \$5.00.
Hugh P. Sweeney, \$5.00.
William C. Hicks, \$3.00.

One month from May 21, 1939, N. J. Bell Telephone Co., telephone at Nursery, \$5.00.

April 11, 1939, International Harvester Co., repairs to Truck C-14, \$20.56.

May 26, 1939, International Harvester Co., repairs to Truck C-14, \$1.82.

May 19, 1939, R. A. McDonough & Co., tire repair, Truck C-3, \$5.95.

May 25, 1939, R. A. McDonough & Co., tube repair, Truck C-3, \$.75.

May 4, 1939, Atlas Auto Repair Co., Inc., repairs to Truck C-3, \$14.10.

May 11, 1939, Atlas Auto Repair Co., Inc., repairs to Truck C-5, \$8.75.

May 8, 1939, Atlas Auto Repair Co., Inc., repairs to Truck C-5, \$1.50.

For month, H. W. White, garage rent Truck C-14, \$7.00.

One year from May 1, 1939, Insurance Fund Commission, Fire Insurance on tools and other equipment, \$60.00.

From May 4, 1939 to June 9, 1939, Carl Bannwart, Incidental emergency expenditures, \$9.14.

May 27, 1939, H. W. Jennings, installing halyard at Military Park flagpole, \$5.00.

May 3, 1939, DeCozen Motor Co., repairs to Auto C-2, \$1.00.

May 5, 1939, Frank Pallante & Co., plumbing repairs, Military Park fountain, \$12.00.

May 11, 1939, Sterling Motors Corp, repairs to Truck C-13, \$31.59.

April 12, 1939 to May 12, 1939, Public Service Electric & Gas Co., various comfort stations, nursery Bocce Court, \$18.38.

PRINTING & STATIONERY— MISCELLANEOUS ADVERTISING

March 23, 1939 to May 25, 1939, Newark Evening News, miscellaneous advertising, \$26.84.

March 24, 1939 to April 14, 1939, Newark Morning Ledger, miscellaneous advertising, \$28.92.

March 24, 1939 to April 13, 1939, Newark Star-Eagle, miscellaneous advertising, \$13.08.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer, the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Star Parking Co (Public Service Electric & Gas Co., and Mary E. Turnbull, owners); for the renewal and enlargement of automobile parking station; premises 17-33 Edison Place; same to be maintained and operated in conformity with the rules of the Board of Adjustment; such use to be limited to the period of one year ending June 6, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Are there any objectors?

Mr. Rankin: We had none at the meeting.

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

The following communication was received and read:

Board of Adjustment
Newark, N. J., June 13, 1939.

The Board of Commissioners of
The City of Newark.

Honorable Sirs:

At a meeting of the Board of Ad-

justment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55.39 Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

67 Summit Street; Joseph Mack; in a 1st industrial district the alteration of present gasoline station, and its re-establishment on condition that the driveway on Summit Street be not more than ten (10') feet wide; same to be constructed and operated in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending eight years from date of approval by the Board of Commissioners;

*98-100 Commerce Street; Nick Caputo; renewal of permit for automobile parking station; such use to be limited to the period of one year ending March 2, 1940;

9-13 Lawrence Street; Nick Caputo; in a 2nd business district the establishment and operation of an automobile parking station; said station to be operated and maintained in conformity with the rules of this Board; same to be operated in conjunction with the automobile parking station at 98-100 Commerce Street; such use to be limited to the period ending March 2, 1940;

617-619 Central Avenue; Benjamin Hammer; in a 2nd business district the addition of a lubritorium to existing gasoline station; same to be constructed and operated in conformity with the rules of this Board; such use to be limited to the period of eight years;

638-646 Raymond Boulevard; Carey's Service Station; in a 1st industrial district the reconstruction of an existing gasoline station and

briterium; on condition that the driveways be not more than eighteen (18') feet wide and at least ten (10') feet from the intersection of the property lines at the corner of Raymond Boulevard and Lexington Street; same to be constructed and operated in conformity with the rules of this Board; such use to be limited to the period of eight years;

*11-15 Beach Street; Fred De Wolfe; renewal of permit for automobile parking station; such use to be limited to the period of one year ending May 27, 1940;

425 Central Avenue; Mickey's Auto Maintenance; in a 2nd business district the operation of an automobile repair shop and sale of used automobiles; on condition that no body or fender work be done on the premises; same to be operated and maintained in conformity with the rules of this Board; such use to be limited to the period of one year;

*37-43 Lombardy Place; Rayner Auto Service; renewal of permit for automobile parking station; such use to be limited to the period of one year ending June 22, 1940.

Respectfully submitted,
Board of Adjustment.
(R. B. Rankin, Secretary.

(These matters to be heard by the Board of Commissioners at its meeting of June 14, 1939).

Received, copy to be sent to each Commissioner and further action postponed to June 21, 1939.

The City Clerk: Three of these are renewals and can be disposed of at this time under a suspension of the rules.

Commissioner Franklin: I move the rules be suspended.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Nick Caputo (Howard Savings Institution, owner); for the renewal of permit for automobile parking station; premises 98-100 Commerce Street; such use to be limited to the period of one year ending March 2, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Were there any objectors?

Mr. Rankin: None.

Commissioner Franklin I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

The City Clerk: There is a representative of the applicant Cary's Service Station requesting a suspension of the rules in the matter of an existing gasoline station and lubritorium, 638-646 Raymond Boulevard. Were there any objectors?

Mr. Robert J. McCurrie, 31 Clinton Street: No objectors to it.

Commissioner Byrne: I move the rules be suspended.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Carey's Service Station (Specialty Handle Manufacturing Co., owner); for the reconstruction of an existing gasoline station and lubritorium in a 1st industrial district; premises 638-646 Raymond Boulevard; on condition that the driveways be not more than eighteen (18') feet wide and at least ten (10') feet from the intersection of the property lines at the corner of Raymond Boulevard and Lexington Street; same to be constructed and operated in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: You have heard the reading of the application. Does anyone desire to be heard? Are there any objectors?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer, the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Fred De Wolfe (J. J. Hockenjos & Co., owner); for the renewal of permit for automobile parking station; premises 11-15 Beach Street; such use to be limited to the period of one year ending May 27, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

Acting Mayor Murphy Are there any objectors?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Raynor Auto Service (Fidelity Union Trust Co., owner); for the renewal of permit for automobile parking station; premises 37-43 Lombardy Place; such use to be limited to the period of one year ending June 22, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: You have heard the reading of the application. Are there any objectors?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas Commissioners B y r n e, Franklin, Murphy.

REPORTS OF CITY OFFICERS

The following reports of City Officers were received and ordered filed:

Superintendent of Weights and Measures for May, 1939.

Department of Buildings for May, 1939.

Clerk of First District Court for May, 1939.

Clerk of Second District Court for May, 1939.

Superintendent of Alms House for May, 1939.

City Clerk (2) for May, 1939.

Thomas F. Guthrie, Chief Clerk, 1st Criminal Court, for May, 1939.

Thomas F. Guthrie, Chief Clerk, Night Police Court Traffic, for May, 1939.

Charles F. J. McGovern, Clerk 2d Criminal Court, Part 1, for May, 1939.

Charles F. J. McGovern, Clerk 2nd Criminal Court, Part 2, for May, 1939.

Robert J. Beckley, Clerk 3rd Criminal Court for May, 1939.

Elizabeth S. Lewis, Clerk of Family Court for May, 1939.

City Treasurer for May, 1939.

Comptroller for May, 1939.

City of Newark, New Jersey
Department of Revenue and Finance

June 1, 1939.

To the Honorable,
The Commissioners of the
City of Newark, N. J.

Gentlemen:

In accordance with the Act of the
Legislature entitled "A further sup-

plement of the Act entitled 'An Act
to amend and revise the charter of
the City of Newark, N. J.' approved
February 22, 1866" I herewith pre-
sent a statement of the receipts and
disbursements for the month of May,
1939:

RECEIPTS

Cash on hand April 29 1939	\$ 4,543,333.20	
Received from Comptroller, May	6,503,988.22	
Transfer from PWA-NJ 1302-DS	3,248.70	
		<u>\$11,050,570.12</u>

DISBURSEMENTS

By Warrant	\$ 5,581,530.76	
Without Warrant	23,173.28	
Returned Checks	7,261.69	
		<u>5,611,970.73</u>
Cash on hand May 31, 1939		\$ 5,438,599.39

Respectfully,
Vincent J. Murphy,
Director of Revenue and Finance.
By: Joseph J. Kroehl.

REPORT OF CASH COLLECTED BY TAX RECEIVER May, 1939

1939 Real Estate Tax	\$ 2,352,839.28	
Less Discounts	363.35	
		<u>\$ 2,352,470.93</u>
1939 Personal Tax	470,352.32	
Less Discounts	557.21	
		<u>469,795.11</u>
1939 N. G. Checks Redeposited a/c 1939		5,453.41

Personal Arrears

1938 Tax	17,565.36	
1937 Tax	6,067.71	
1936 Tax	3,251.09	
1935 Tax	1,211.00	
1934 Tax	87.25	
1932 Tax	229.87	
1932 Tax	223.27	
1931 Tax	30.88	
		<u>28,666.43</u>

Real Estate Arrears and Assessments, "Regular"

1938 Tax	280,337.49	
1937 Tax	56,735.66	
1936 Tax	19,901.16	
1935 Tax	7,503.90	
1934 Tax	3,188.25	
1933 Tax	458.33	
1932 Tax	1,035.80	
1931 Tax	949.97	
	<hr/>	370,110.56

Street Paving Assessments

Walnut Street	\$ 28.00	
Florence Avenue	1.00	
Homestead Park	5.00	
Lang Street	140.00	
	<hr/>	\$ 174.00

Street Opening Assessments

Mulberry Street	1,461.60	
Raymond Blvd.	92,888.46	
	<hr/>	94,350.06
House Sewer Connections	653.38	
Shade Tree	30.75	
Snow Removal	1.41	
	<hr/>	685.54
		95,209.60

Real Estate Arrears and Assessments, "T/S Liens"

1938 Tax	11,815.93	
1937 Tax	11,421.55	
1936 Tax	11,625.48	
1935 Tax	8,187.58	
1934 Tax	7,048.42	
1933 Tax	4,604.36	
1932 Tax	4,245.10	
1931 Tax	1,066.45	
1930 Tax	31.19	
1928 Tax	1.01	
T/S Interest and Costs in Certificate.....	2,083.03	
	<hr/>	62,130.10

Street Opening Assessments

Raymond Plaza	19.45	
Jackson Street	71.00	
	<hr/>	90.45

Street Paving Assessments

Eighth Avenue	142.03	
Bergen Street	28.23	
	<hr/>	170.26

Assessment Interest

T/S Liens	57.99
-----------------	-------

318.70
Miscellaneous Revenue Anticipated

Convalescent Hospital	80.97
Department of Health	1,163.00
Public Baths	1,604.71
City Hospital	1,672.78
Farmers Market Rent	416.66
Miscellaneous Rents	2,965.50
Army Base Rental	8,333.33
Market Plaza Lease	6,250.00
Centre Market Rents	1,174.00
City Hall Parking	225.00
Income from Foreclosed Property	85.00
Jitney Tax	20,727.05
Tax Searches	702.75
Farmers Market Vendor Fees	300.00
Gasoline Tax Refund	2,217.87
Fire Department	1,587.85
Dog Licenses	2,758.00
General Licenses	11,986.14
Liquor Licenses	80,515.00
Sewers, D. P. A.	50.00
City Clerk Fees	512.65
Police Courts	7,012.95
District Courts	5,401.80
Building Permits	931.74
Electrical Permits	1,076.51
Shade Tree	263.87
Public Library	3,874.05
Plaza Parking	4,400.00

Interest and Costs

1939 Real Estate Tax	4,213.20
1939 Personal Tax	237.26
Real Estate Arrears Taxes	45,483.42
Real Estate Arrears Assessments	693.71
Personal Arrears	2,368.19
	<hr/>
	52,995.78

221,284.96
Miscellaneous Revenue Not Anticipated

Board of Adjustment	174.80
Alms House	8.74
Police Department	611.83
Smoke Abatement	276.00
Poll Tax	10.00
City Home	170.50
Scrap Metal	30.00
Telephone Commissions	45.45

Memorial Day Flower Refund	398.48	
Tax Assessors	10.50	
Centre Market Boiler Insurance	24.15	
Street Cleaning	47.14	
		1,807.59

Dedicated Revenue

Outdoor Poor	790.00	
Water Rents	211,160.49	
Street Repairs	11,271.19	
Street Cleaning	1,577.18	
House Sewer	1,988.34	
Docks	5,309.20	
Airport	14,063.42	
Street Construction	12,008.77	
Printing and Stationery	827.42	
		258,996.01

General Accounts

No. 200 Washington Street	333.33	
Estate H. C. Jones	27.61	
Emergency Relief Payroll Refund	28.00	
Convalescent Hospital Payroll Refund	1.67	
Redemptions	26,173.06	
Franchise Tax	195.49	
School Account	908,921.21	
Emergency Relief	643,729.26	
Bonds Sold	2,610,667.95	
P. W. A. Grant Doremus Ave. Bridge Construction	39,939.25	
Total Cash Collected	\$ 8,096,760.23	
Plus Over Deposit	195.49	

Total Deposited in Banks \$ 8,096,955.72

Vincent J. Murphy,
Director of Revenue and Finance.

Commissioner Franklin: I understand from Mr. Kane that Director Duffy is likely to be here tomorrow. Because of the emergency that exists at this time, I think we ought to adjourn until tomorrow to get two-thirds of this Commission—

Acting Mayor Murphy: If it can be arranged very early in the morning, because I have an appointment at 10:30 in New Brunswick. It will only take a couple of minutes.

Commissioner Franklin: How about making it 9:30 and making it 9:30. (Discussion off the record.)

Commissioner Franklin: I move we adjourn to 9:30 A. M., June 15, 1939.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

APPROVED:

VINCENT J. MURPHY
JOS. M. BYRNE, JR.
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., June 15, 1939.

An Adjourned meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date in the Commissioners' Chamber, City Hall, Newark, N. J., at 9:30 A. M., Daylight Saving Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioner Duffy.

Commissioner Franklin offered the following resolution:

WHEREAS, an emergency has arisen with respect to relief of the poor in The City of Newark; and

WHEREAS, no adequate provision was made in the 1939 budget for the aforesaid purpose; and

WHEREAS, Chapter 23 P. L. 1939, amendatory of R. S. 40: 2-31, provides for the creation of an emergency appropriation for the purpose above-mentioned;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that an emergency appropriation be and the same is made hereby, pursuant to Chapter 23 P. L. 1939; amendatory of R. S. 40: 2-31, in the total amount of Five Hundred Thousand Dollars (\$500,000.);

BE IT FURTHER RESOLVED that the said appropriation shall be provided for in full in the 1940 budget;

BE IT FURTHER RESOLVED that an emergency note not in excess of the above amount be hereby authorized, pursuant to Chapter 23, P.

L. 1939, amendatory of R. S. 40: 2-31, and in accordance with the provisions of R. S. 40: 2-40 and 40: 2-41 and 40: 2-43 to 40: 2-46;

BE IT FURTHER RESOLVED that the said note shall be dated June 15, 1939, and may be renewed from time to time, and such note and any renewals thereof shall be payable on or before December 31, 1940;

BE IT FURTHER RESOLVED that a copy of this resolution be filed forthwith with the Commissioner of Local Government.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that Michael P. Duffy, Director of the Department of Public Safety, be and he is hereby authorized and directed to enter into an agreement, on behalf of the City of Newark, with the Town of Irvington, a municipal corporation of the State of New Jersey, for permitting said Town of Irvington to participate in the facilities of the Police Broadcasting Station maintained and operated by said The City of Newark, and the maintenance of the broadcasting and reception of services between the parties therein, over Radio Station WQIE, operated by the Police Divis-

ion of the Department of Public Safety of the City of Newark, for the term of one year from June 10th, 1939, at an annual rental of \$1,476.60, payable in advance at the date of the signing of said contract, copy of which contract is hereto attached and made part hereof; and the Director of the Department of Public Safety and the City Clerk are hereby directed and authorized to sign said contract, on behalf of said The City of Newark.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,

Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
PEARCE R. FRANKLIN

The Board of Commissioners of
the City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., June 21, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Day-light Saving Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioner Duffy.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: I want to say to those who are assembled here that following the regular meeting those who are here to address the Commission will have an opportunity to do so, in reference to the resignation as submitted by Commissioner Duffy and the vacancy which will ensue. We thought it would be the proper procedure to first consider the resignation of Commissioner Duffy and then permit those of you who are here on that subject to be heard after that, and take it up in an orderly fashion. In other words, there would be no point in your speaking on a vacancy that did not exist.

So in order to first consider the resignation of Commissioner Duffy, it is necessary to have the regular meet-

ing, so it becomes necessary to keep you perhaps a little longer than we would like to have you remain, because this is a hot day and might cause you inconvenience.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance providing for the issuance of street improvement bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The Board of Commissioners of The City of Newark Do Ordain, as follows:

Section 1. It is hereby determined and stated that the Board of Commissioners of The City of Newark proposes to resurface certain public streets in said City with bituminous concrete, or penetration macadam, or sheet asphalt, or with bricks or blocks of any materials laid on concrete or sand or other foundation, or with concrete, with the aid of the Works Progress Administration of the United States of America; that said purpose is not a current expense of said City, and that it is necessary to finance said purpose by the issuance of obligations of said City, pursuant to the Local Bond Law of New Jersey, as hereinafter provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law, that (a) the estimated maximum amount of money necessary to be raised from all sources for said purpose is Two Hundred Fifty Thousand Dollars

\$250,000); (b) the maximum amount which is to be charged as a part of the cost of said purpose and which is necessary to finance interest on obligations issued to finance such purpose or to finance engineering or inspection costs and legal expenses, or to finance the cost of the issuance of said obligations, as provided in Section 40: 1-55 of said Law, is Twenty-Five Thousand Dollars (\$25,000); and (c) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is Two Hundred Fifty Thousand Dollars (\$250,000).

Section 3. Pursuant to Section 40: 1-12 of said Local Bond Law, the sum of Fifty Thousand Dollars (\$50,000) shall be included as a down payment to finance said purpose, in the budget of said city for the fiscal year beginning January 1, 1940, in addition to any sums which may other wise be required to be appropriated in said budget for the payment of interest on or any maturing principal of the obligations authorized to be issued by this ordinance.

Section 4. It is hereby determined and stated that part of the cost of said purpose, in labor or materials, is to be met by the Works Progress Administration of the United States of America.

Section 5. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding two hundred thousand dollars (\$200,000) to be designated "Street Improvement Bonds," are hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose, including the portion of the cost of said purpose to be paid from said

down payment, Bond Anticipation Notes of said City of an aggregate principal amount not exceeding Two Hundred Fifty Thousand Dollars (\$250,000), are hereby authorized to be issued in anticipation of the issuance of said bonds, pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by said law. All matters with respect to said notes not determined by this ordinance shall be determined by resolutions to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorize d to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 7. It is hereby determined and declared that the period of usefulness of said purpose is a period of five years, computed from the date of said bonds.

Section 8. No part of the cost of financing said purpose has been or is to be specially assessed against property specially benefited thereby.

Section 9. It is hereby determined and declared that the Supplemental Debt Statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 40: 1-76 of said Law, is increased by this ordinance by Two Hundred Fifty Thousand Dollars (\$250,000), and that the issuance of

said obligations is permitted by an exception to the debt limitations prescribed by said Law, contained in Sub-division (d) of Section 40; 1-16 of said Law.

Section 10. This ordinance shall take effect twenty days after the first publication thereof after final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that July 5th, 1939, at 11 A. M. Day-light Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J. be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Six Hundred Seventy-eight Dollars (\$678.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Longworth and Tichenor	
Fund Interest	\$438.00
Public School Appropriation....	240.00
	<hr/>
	\$678.00

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-two Thousand, Eight Hundred Sixty-five Dollars and Fifty-three Cents (\$22,865.53) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance from June 1st. to June 15th, 1939, as follows:

Director's Office	\$ 1,341.65
Comptroller's Office	2,717.84
Auditor's Office	2,257.50
Treasurer's Office	944.55
Receiver of Taxes	3,719.85
Arrears Personal Taxes	1,647.80
Board of Assessment and	
Revision of Taxes	6,867.23
W.P.A. Tax Revaluation	
Project No. 5406-7	203.33
Board of Assessment for	
Local Improvements	869.98
First District Court	1,179.16
Second District Court	1,111.64
	<hr/>
	\$ 22,865.53

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand Six Hundred Forty-

eight Dollars and Thirty-one Cents (\$2,648.31) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 34.73
Tax Receiver	40.00
Court Costs	52.20
Cost of Bond Issues	2,521.38
	<hr/>
	\$ 2,648.31

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Hundred Sixty-three Thousand, Seven Hundred Ninety-eight Dollars and Sixty-five Cents (\$763,798.65) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Sinking Fund and Interest \$763,798.65

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-one Thousand Five Hundred Forty-six Dollars and Sixty-nine Cents (\$41,546.69) be and the same is

hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions—Prior Years
Taxes\$ 41,546.69

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Ninety-nine Thousand Two Hundred Twelve Dollars and Seventy-two Cents (\$99,212.72) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works, as follows:

Director's Office	\$ 1,566.65
City Hospital (WPA Project 5410-7)	166.66
Bureau of Health	23,883.55
Newark City Hospital	23,364.64
Convalescent Hospital	1,962.76
Newark City Home	3,198.52
Bureau of Baths	5,124.98
Newark City Alms House	2,365.58
Ivy Hill Power Plant	2,526.26
Outdoor Poor Department	2,159.98
Law Department	3,880.79
Board of Adjustment	460.00
Emergency Relief—	
Administration	28,552.35
	<hr/>
	\$ 99,212.72

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twelve Thousand Six Hundred Sixty-seven Dollars and Thirty Cents (\$12,667.30) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief Administration	\$ 10,365.58
Emergency Relief Administration	(2,301.72)
	<hr/> \$ 12,667.30

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of Sixteen Thousand Two Hundred Thirteen Dollars and Sixty-three Cents (\$16,213.63) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Bureau of Baths	\$ 995.61
Bureau of Health	52.24
Newark City Home	6,177.14
Law Department	109.35
Director's Office	7.29
Public Outing	60.00
Law Department	28.00
Legislative expense	3,255.00

Band Concerts	739.00
W. P. A. Sewing Project	
5468-7	4,790.00
	<hr/> \$ 16,213.63

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Eleven Thousand, Three Hundred Six Dollars and Forty-nine Cents (\$11,306.49) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and public Property, as follows:

Director's Office	\$ 32.25
Maintenance of Dog Pound	1,250.00
Printing and Stationery—	
Miscellaneous Advertising	1,074.04
Printing and Stationery	
(Dedicated Revenue)	3,041.84
Printing and Stationery....	398.46
Public Buildings (City	
Owned Property)	8.30
Weights and Measures	55.74
Public Buildings	3,866.34
Shade Tree	525.75
Shade Tree—Dedicated	
Revenue	362.50
Smoke Abatement	14.03
W. P. A. Project 3-7-1066	677.23
	<hr/> \$ 11,306.49

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eleven Thousand, Three Hundred Forty-five Dollars and Three Cents (\$11,345.03) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly pay rolls of the Department of Parks and Public Property from June 1st to June 15th, 1939, as follows:

Director's Office	\$ 879.99
Smoke Abatement	154.16
Public Buildings	7,878.54
Public Buildings (City Owned Property)	219.86
Weights and Measures	481.66
Printing and Stationery ..	65.00
Shade Tree	1,457.49
W.P.A. Project 1485-7	208.33
	<hr/>
	\$ 11,345.03

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Two Hundred Fifty-five Dollars and Eighty Cents (\$3,255.80) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending June 14th and June 17th, 1939, as follows:

Shade Tree	\$1,985.80
Public Buildings	1,270.00
	<hr/>
	\$3,255.80

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, a judgment was entered against the City of Newark in the New Jersey Department of Labor, Workmen's Compensation Bureau, in the matter of Pasquale Ciardi vs. The City of Newark for compensation as a result of injuries sustained by him while in the employ of the Department of Parks and Public Property, which award was for the sum of Two Thousand Three Hundred Twelve Dollars and Fifty-nine Cents (\$2,312.59), and was entered on the sixth day of June, 1939; and which accident happened on December 15th, 1936; and,

WHEREAS, by resolution of the Board of Commissioners, adopted May 24, 1939, an appropriation to satisfy said award was provided for under "Judgments" to be made in the budget for the year 1939;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of The City of Newark that the sum of Two Thousand Three Hundred Twelve Dollars and Fifty-nine Cents (\$2,312.59) be and the same is hereby appropriated to the persons name on the annexed certified list, all of which items set forth on said list are part of the above-stated judgment and are payable out of the appropriation for "judgments" made in the budget for 1939.

Judgments payable\$2,312.59

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 Pearce R. Franklin
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Twenty-two Thousand, Six Hundred Twenty-two Dollars and Fifty Cents (\$222,622.50) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety, from June 1st to June 15th, 1939, inclusive, as follows:

Director's Office	\$ 604.16
License Division	714.57
Building Division	3,137.47
Electrical Division	2,009.48
First Criminal and Family Courts	1,083.32
Second Criminal Court	610.39
Third Criminal Court	354.16
Night Police Court	312.49
Department of Central Purchase	1,993.32
Fire Division	80,236.63
Police Division	131,496.46
W.P.A. Project 1700-7	70.00
	<hr/>
	\$222,622.50

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand Three Hundred Forty-three Dollars (\$1,343.00) be and the same is hereby appropriated to the person named on the annexed certified list, being the bill and claim of the Department of Public Safety, as follows:

Department of Central
Purchase\$ 1,343.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-two Thousand, Five Hundred Seven Dollars and Five Cents (\$42,507.05) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Police Division	\$ 20,627.20
Police (WPA)	3,998.42
Fire Division	10,339.46
Fire (WPA)	1,341.97
Reserve for Uncompleted Contracts (Fire Division)	6,200.00
	<hr/>
	\$ 42,507.05

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eighteen Thousand Sixty-four Dollars and Fifty-four Cents (\$18,064.54) be and the same hereby is appropriated to the persons name, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Newark World's Fair Committee (Contingent)	\$ 200.89
Industrial Commission	5.73
Motors	10,472.15
Water	7,385.77

\$ 18,064.54

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-four Thousand, Eight Hundred Eighty Dollars and Thirty-five Cents (\$34,880.35) be and the same hereby is appropriated, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending June 14, 1939:

Newark Airport	\$ 2,595.80
Bureau of Motors	2,643.47
Bureau of Streets	1,609.84
Bureau of Sewers	835.07
House Sewer Connections..	522.53
Bureau of Street Cleaning	16,690.96
Street Construction	565.20
Bureau of Docks	752.40
Bureau of Water	8,665.08

\$ 34,880.35

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-nine Thousand Seven Hundred Forty-two Dollars and Thirty-two

Cents (\$49,742.32) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll, period June 1st-June 15th, 1939, both incl.:

Director's Office	\$ 1,439.57
Newark Airport	1,309.99
Bureau of Lighting	420.00
Bureau of Streets	3,108.28
Sidewalks	216.66
House Sewer Connections	380.82
Bureau of Sewers	1,119.14
Bureau of Street Cleaning	4,227.41
Bureau of Surveys	3,034.16
Engineering Division	1,129.99
Bureau of Motors	1,927.63
Bureau of Water	19,183.40
Street Construction	2,915.79
Bureau of Docks	1,095.00
Newark Labor Relations Board	390.00
Sewer Construction	774.57
Airport Construction	1,515.00
Haynes Ave. Bridge Construction (P.W.A. Account)	445.83
Haynes Ave. Bridge Construction (General Account)	200.00
City Clerk	3,183.23
Elections	435.00
Swimming Pool Projects....	1,290.85

\$ 49,742.32

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioner Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

RESOLVED: That the sum of Eight Thousand, Eight Hundred Forty-seven Dollars and Fifty-seven

Cents (\$8,847.57) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (Hayes Park East)	
WPA Project 548	\$ 2,835.39
Swimming Pool Construction (Boylan Street)	
WPA Project 620	2,070.16
Swimming Pool Construction (Hayes Park West)	
WPA Project 547	1,818.27
Swimming Pool Construction (Clifton Avenue)	
(WPA Project 549	2,123.75
	<hr/>
	\$ 8,847.57

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

RESOLVED: That the sum of One Thousand Two Hundred Eighteen Dollars and Twenty Cents (\$1,218.20) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction WPA Project 3-7-1083	\$ 635.00
Swimming Pool Construction WPA Project 3-7-1083	559.57
Swimming Pool Construction WPA Project 3-10-1083	23.63
	<hr/>
	\$ 1,218.20

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

RESOLVED: That the sum of Three Hundred Thirty-seven Dollars and Sixteen Cents (\$337.16) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Sewer Construction (WPA Project 6131-7)	\$142.03
Sewer Construction (WPA Project 4813-7)	125.13
Sewer Construction (WPA Project 4813-7)	70.00
	<hr/>
	\$337.16

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein. (

Naye: Commissioner Murphy.

RESOLVED: That the sum of Eight Thousand, Six Hundred Two Dollars and Eighty-seven Cents (\$8,602.87) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction, (WPA Project 3531)	\$ 8,380.17
Street Construction, (WPA Project 3531)	81.70
Street Construction, (WPA Project 3531)	141.00
	<hr/>
	\$ 8,602.87

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

An Application for permit to display fireworks, sponsored by the Committee designated for celebration of July 4th (Civic Club's Council) with alternate date July 8th, at Weequahic Park, was received, read and ordered filed.

Commissioner Franklin offered the following resolutions:

WHEREAS, The Committee designated for celebration of July 4th, sponsored by Civic Club Council, has made application for permit for fireworks display at Weequahic Park, Newark, New Jersey, on Tuesday, July 4th, 1939, at 9 o'clock P. M.—alternate date July 8th, 1939; and,

WHEREAS said application has been duly approved by the Chief of Police and the Fire Department of the City of Newark;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark that permission is hereby granted to the said Committee designated for celebration of July 4th,—sponsored by Civic Club Council, to conduct the fireworks display

as applied for on the posting of a bond in the sum of Ten Thousand Dollars (\$10,000), as provided by Chapter 51 of the Laws of 1937, said bond to be approved as to form by the Law Department.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, an application has been made to the City of Newark by the Committee designated for celebration of July 4th, sponsored by Civic Club Council, for a permit to display fireworks on July 4th, 1939, with alternate date July 8th, 1939, in Weequahic Park in the City of Newark; and,

WHEREAS a bond, as required by Chapter 51, P. L. 1937, has been filed, furnished by said Committee, as principal, and Indemnity Insurance Company of North America, as surety, the form of which has been approved by the Law Department;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that said bond be and the same is hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to advertise, for sale all properties that may be in arrears on the first day of July 1939 for the taxes of 1938 and prior thereto, and any delinquent assessments, and

BE IT FURTHER RESOLVED, That the said Director of the Department of Revenue and Finance be and he is hereby empowered to do any and all printing or advertising that may be necessary in connection with the said Tax Sale.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Cod Liver Oil and Bottles, for the Department of Public Works, Printing Property Record Forms, Department of Revenue and Finance, Chlorine and Anhydrous Ammonia, Department of Public Affairs, and Incandescent Lamps, for all Departments excepting Revenue and Finance.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the Director of the Department of Public Affairs, be and he is hereby authorized and directed to advertise, for sealed proposals for the maintenance of the underpass lighting system under the Pennsylvania Railroad Station at Market Street and Raymond Boulevard.

Bids to be received at such time and place as said Director shall in said advertisement designate.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.
Commissioner Byrne offered the following resolution:

WHEREAS, The Director of the Department of Parks and Public Property found it necessary, because of an emergency, to contract for the binding of the official minutes of 1938 in two volumes, and did give the work to F. Enderlin & Son, for the sum of Thirteen Dollars and Fifty Cents (\$13.50) each;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the action of the Director of the Department of Parks and Public Property in the

above-stated matter is hereby approved.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the agreement between the Pennsylvania Railroad Company, and the City of Newark, being a license to the City to construct and maintain, etc., sewers in Avenue "J" and Wheeler Point Road, across and under the tracks of New York Bay Railroad Company, be and the same is hereby approved and the Director of the Department of Public Affairs and the City Clerk hereby are authorized and directed to execute the same on the part of the City of Newark upon the adoption of this resolution.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing, delivering, laying, rolling and

cementing Linoleum for the Newark City Home, therefore be it

RESOLVED, By the Board of Commissioners of the City of Newark that the contract for furnishing said materials to the City of Newark be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for said Linoleum:

SCHOTTENFELD'S—Newark, N. J.
(Public Works)

Approximately 404 sq. yds. 3/16"
Heavy Battleship Linoleum, lined,
cemented and rolled for \$632.25.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Incinerator for the Newark City Hospital, therefore be it

RESOLVED, By the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said incinerator to the City of Newark, be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows,

and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said incinerator:

THE FREDERICK PAGE CONTRACTING COMPANY,
New York, N. Y.

(Public Works)

One (1) Incinerator for Newark City Hospital, in accordance with specifications on file in the Department of Central Purchase for \$3,676.00.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, in accordance with the statute and by authority of the Board of Commissioners of the City of Newark, the Director of the Department of Parks and Public Property publicly advertised, solicited, received and opened bids for towel service for the City Hall group of buildings, for a period of twelve months; and

WHEREAS, The Director of the Department of Parks and Public Property deems the bid of the New Jersey Toilet and Towel Supply Company to be the only responsible bidder; at two cents (\$.02) each for roller and hand towels, seventy cents (\$.70) per 100 for individual loop towels, and thirty (\$.30) cents each for pull towels;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that the contract for towel service for a period of one year, to be paid on a monthly basis, be and is hereby awarded to the New Jersey Toilet and Towel Supply Company at the following rates; two cents (\$.02) each for roller and hand towels, seventy cents (\$.70) per 100 for individual loop towels, and thirty cents (\$.30) each for pull towels; and the Director of the Department of Parks and Public Property and the City Clerk be and they are hereby authorized to execute a contract, in accordance therewith, for and on behalf of the City of Newark, and approved as to form by the Law Department.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property obtained estimates for binding two certified lists and gave work to George A. Hardy & Son for four dollars (4.00) each;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the action aforesaid be and the same is hereby approved.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did receive informal bids for the furnishing and installing of one new low down flush tank for the Tax Assessors office, and did award the same to Benj. Cohen Plumbing & Heating Co., for the sum of Fifteen dollars and thirty-five cents (\$15.35);

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the action of the Director in the abovestated matter be and the same is hereby approved.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, under the authority of Chapter 184 of the Laws of 1936, a resolution was adopted by the Board of Commissioners of the City of Newark creating an "Industrial Commission of the City of Newark, New Jersey," and

WHEREAS, the Mayor has appointed Michael Hollander a member of said Industrial Commission of the City of Newark, N. J. for a term of five (5) years, to June 24, 1944; therefore

BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the action of Meyer C. Ellenstein, Mayor of the City of New

ark, in appointing Michael Hollander as a member of the Industrial Commission of the City of Newark for a term of five (5) years to June 24, 1944, be and the same is hereby concurred in.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark that the following changes appearing in the payroll of the Department of Parks and Public Property for the last half of June, 1939, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Anne J. Seifert, Telephone Operator, granted one week of her annual two weeks' vacation, with pay, effective June 12th, 1939.

Helena Shephard, Telephone Operator, granted one week of her annual two weeks' vacation with pay, effective June 19th, 1939.

Josephine Nester, temporarily appointed Telephone Operator from June 12th to June 24th, 1939, at a salary of \$20.00 per week. Miss Nester is not a new appointee but is being employed during the annual vacations of the permanent Telephone Operators.

James Crummy, Cleaner, on leave of absence without pay, has been granted a three months' extension of

time, commencing June 1st, 1939.

Louis Brown, Watchman, returned to duty on June 16th, 1939, from his leave of absence.

John J. Black, Cleaner, granted his two weeks' annual vacation, from June 19th to July 3rd, 1939.

The services of Matthew O'Brien, temporary Watchman, have been terminated, effective as of June 16th, 1939.

James L. Walsh, Elevator Operator, who was suspended on June 1st, 1939, without pay, because of absence without permission, was reinstated effective June 16th, 1939.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, that Jacob Kees, who was temporarily promoted from the position of Laborer to the position of Assistant Reservoir Attendant in the Department of Public Affairs, Division of Water, at a compensation of \$1,976.00 per annum, and whose name has been certified by the Civil Service Commission as being eligible, be and he hereby is appointed permanently to the position of Assistant Reservoir Attendant in the Department of Public Affairs, Division of Water, at a compensation of \$1,976.00 per annum, the same salary he is now receiving, effective May 16, 1939; and

BE IT FURTHER RESOLVED, that Manlio Sepe, Laborer in the Division of Water, Department of Pub-

lic Affairs, and whose name has been certified by the Civil Service Commission as being eligible, be and he hereby is appointed permanently to the position of Assistant Reservoir Attendant in the Department of Public Affairs, Division of Water, at a compensation of \$1,800.00 per annum, effective June 22, 1939, to fill a vacancy caused by the death of a former employee.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

Commissioner Byrne offered the following resolution:

WHEREAS, Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property, is causing to be filed with the National Youth Administration a project application to provide part-time employment for 62 negro youths between 18 to 25 years of age, to be taken from the relief rolls of the City, for the purpose of clearing unimproved municipally owned lands of debris and deleterious weeds and plants, thereby eliminating community eyesores and conditions dangerous to the public health, and providing training for the youths at Ivy Hill Nursery, including seeding, planting, trimming and culture of trees, flowers and shrubs; and

WHEREAS, the contribution requested of the National Youth Administration for said project to \$4,185.00 is contingent upon the expenditure of \$500.00 by the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the

City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to expend the sum of \$500.00 for the purpose aforesaid.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs, is causing to be filed with the National Youth Administration a project application to provide part-time employment for 93 youths between 18 and 25 years of age, to be taken from the relief rolls of the City, for the construction, transportation, erection, lettering and landscaping of one hundred (100) sign boards of assorted sizes, to be erected at strategic points at the Airport, along the highways to and through Newark, and at intersections so that out of state travellers will see and become familiar with the many advantages offered by the City of Newark to visitors at the Fair; and

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$29,400.00 is contingent upon the expenditure of \$5,200.00 by the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$5,200.00 for the purpose aforesaid.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, that the following bonds be and they are hereby approved as to sufficiency:

AUCTIONEER'S BOND

Robert B. Stoutenburgh, various premises.

KEEPER OF JUNK SHOP

Samuel B. Freedman, 125 Stockton Street.

Milton Karpoff, 34 Lillie Street.

Samuel Kaufman, 317 Jelliff Avenue.

Antonio Lanza, 87 Delancy Street.

Walter A. Morton, 54 Broadway.

Sophie Rubin, 14-16 Lewis Street.

Markus Schipper, 44 Lillie Street.

Ira Van Poznak, 92 Howard Street.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that resolution 4971, adopted by the Board of Commissioners on June 7, 1939, awarding and directing execution of contracts for furnishing and delivering various materials to the City of Newark, be and the same hereby is rescinded, only insofar as it applies to furnishing and delivering of Linoieum by Slaters, Inc., said resolution in all other respects to remain in full force and effect.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, the Director of the Department of Parks and Public Property has advertised for bids for the leasing of the top floor of the Centre Market; and

WHEREAS, the Casey Jones School of Aeronautics, Inc., has offered to lease the said premises for the term of three years, at a rental of One thousand dollars (\$1,000) per month; said lease to start September 15, 1939, and said lease to contain, among other conditions, a clause to the effect that the lease may be terminated by either party upon ninety (90) days written notice; and

WHEREAS, the Director of the Department of Parks and Public Property has recommended that the lease be entered into between The City of Newark and the Casey Jones School of Aeronautics, Inc.;

THEREFORE BE IT RESOLVED,

by the Board of Commissioners of The City of Newark that a lease for the top floor of the Centre Market be entered into between The City of Newark and the Casey Jones School of Aeronautics, Inc., in accordance with the terms of the lease, copy of which is attached hereto and made a part hereof; and

BE IT FURTHER RESOLVED, that the Director of the Department of Parks and Public Property and the City Clerk be and they are hereby authorized and empowered to sign the necessary lease.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

BE IT RESOLVED, by the Board of Commissioners of the City of Newark that all of the executive, administrative, judicial and legislative power, authority and duties which have been heretofore or which shall be hereafter vested in the Board of Commissioners of the City of Newark relating to Newark Art Commission, Newark Museum; and the Board of Trustees of the Free Public Library, be, and the same are hereby distributed into the Department of Public Affairs, and the Director of said Department is hereby vested with all of the powers, authority, rights or duties now or heretofore vested in the Board of Commissioners of the City of Newark by virtue of any charter, statute, or ordinance relating thereto.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Joseph Mack (Traffic Building and Loan Association, Harry H. Lieblich, trustee); for the alteration of present gasoline station, and its re-establishment in a 1st industrial district; premises 67 Summit Street; on condition that the driveway on Summit Street be not more than ten (10') feet wide, same to be constructed and operated in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: Were there any objectors?

Mr. Rankin: No objections.

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Nick Caputo (Superintendent of Insurance, State of New York; Alice W. Colquitt; and Joseph Silidker, owners); for the establishment and operation of an automobile parking station in a 2nd business district; premises 9-13 Lawrence Street; the said station to be operated and maintained in conformity with the rules of the Board of Adjustment; same to be operated in conjunction with the automobile parking station at 98-100 Commerce Street; such use to be limited to the period ending March 2, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Rankin: There were no objection to this, Mr. Mayor.

Mayor Ellenstein: I understand there are no objectors to this and there weren't any before the Zoning Board. Is that correct?

Mr. Rankin: That is correct.

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Benjamin Hammer (Neighborhood Cut Rate, Inc., owner); for the addition of a lubricatorium to existing gasoline station; premises 617-619 Central Avenue; same to be constructed and operated in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Mickey's Auto Maintenance (Carl A. Thober, owner); for the operation of an automobile repair shop and sale of used automobiles in a 2nd business district; premises 425 Central Avenue; on condition that no body or fender work be done on the premises; same to be operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Rankin: We had two objectors at the meeting, Mr. Mayor.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application at 425 Central Avenue.

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin Murphy, Mayor Ellenstein.

The following communication was presented and read:

Board of Adjustment
Newark, N. J., June 20, 1939.

The Board of Commissioners of
The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928, (40; 55-39 Revised Statutes of 1937), that the following application for variances from the terms of the Zoning Ordinance be allowed:

774-780 Sandford Avenue;
Charles F. Babins, Jr., in a 1st business district the addition of a lubricatorium and automobile laundry to present gasoline station; same to be constructed and operated in conformity with the rules of this Board; such use to be limited to the period of eight years;

42 Clinton Street; Alex G. Highton, owner; renewal of permit for automobile parking station; such use to be limited to the period of one year ending July 6th, 1940.

Respectfully submitted,
Board of Adjustment.
R. B. Rankin, Secretary.

(These matters to be heard by the Board of Commissioners at its meeting of June 21, 1939.)

Received, copy to be sent to each Commissioner and further action postponed to June 28, 1939.

The City Clerk: There are two matters, one of which is a renewal and can be disposed of at this time under a suspension of the rules.

Mayor Ellenstein: I will entertain a motion now that the rules be suspended in this one case.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The other matter will take its usual course and be heard one week from today.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Alex G. Highton, owner; for the renewal of permit for automobile parking station; premises 42 Clinton Street; such use to be limited to the period of one year ending July 6, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The following petition was presented and read:

WHEREAS, it has been brought to the attention of the heads of the various divisions of the Department of Public Safety and other officials of the City of Newark that the resignation of Director Michael P. Duffy as City Commissioner has been forwarded to your honorable body for action on Wednesday, June 21st, 1939; and

WHEREAS, at a meeting of said group it was the unanimous opinion that because of the fact that Director Duffy was elected by the citizens of Newark to the office of City Com-

missioner and has served the city faithfully up to the present time; and WHEREAS, Director Duffy is in ill health, and, it was, therefore

RESOLVED, that the Board of Commissioners of the City of Newark be respectfully requested to extend to Director Michael P. Duffy a period of absence sufficient to repair his health in lieu of the acceptance of his resignation.

Leo Cluesmann,
Acting Director, Dept. Public Safety.

James A. Whalen,
Secretary, Dept. Public Safety.

John B. Keenan,
Fire Commissioner.

Carl . Duveneck,
Judge 1st Criminal and Family Court.

Irving H. Lehrhoff,
Building Commissioner.

James J. Plunkett,
License Commissioner.

Joseph J. Smith,
President, Tax Board.

S. A. Buentempo,
Deputy Director, Dept. Central Purchase.

R. C. Shafer, Secretary
Insurance Fund Commission.

Thomas M. Kane,
Asst. Corporation Counsel.

William S. Cantalupo,
Asst. Corporation Counsel.

William O. H. McEnroe,
Judge Night Police Court.

Andrew J. Nolan,
Member Board of Adjustment.

Thomas F. Guthrie,
Chief Clerk, Criminal Courts.

Samuel B. Finkelstein,
Administrative Clerk,
Department Public Safety.

Mayor Ellenstein: That, of course, is signed by those gentlemen in the Department of Public Safety, as read by the City Clerk, and does not express the personal wishes of Director Duffy. As I understand unofficially, his letter of resignation is unqualified and without any reservation. So it seems to me that the only procedure is that the communication be received and filed, unless there is some other disposition. That resolution will be received and filed, if there is no objection.

Are there any other communications?

The following communication was presented and read:

City of Newark, New Jersey
June 16th, 1939

To the Board of Commissioners
of The City of Newark, N. J.

Gentlemen:

I hereby tender my resignation as City Commissioner of the City of Newark, N. J., effective Wednesday, June 21st, 1939.

Although I have had this action in mind for a long period I have put it off from time to time for various reasons, one of them being that I did not want to quit under fire. However, I have been exonerated of the charges against me, the budget for the Department of Public Safety has been set up and the time has come when I am compelled, by order of my physician, to decide between remaining in public office or suffering a complete physical breakdown.

I have, in all my years in public office, always performed my duties to the best of my ability, having in mind despite adverse criticism, the best interests of Newark, my native city.

It is with a feeling of deep regret that I am leaving the scene of my official life, but I shall always carry with me the knowledge that the citizens have twice honored me with elective office, for which I am truly thankful.

I shall never forget the many friends I have made in my official life, and I cannot speak too highly of the members of my so-called "cabinet" who have given loyal and conscientious service to the City of Newark.

I wish to express my appreciation to my colleagues on the City Commission, to the gentlemen of the Press and to the various sincere civic groups who have made my burden lighter by their unselfish support for the many innovations in the Department of Public Safety which were initiated by me, such as the Radio and Emergency Division and the Police and Fire Training Academy.

Sincerely yours,
M. P. Duffy,
Director, Dept. of Public Safety.

Mayor Ellenstein: You have heard the communication. What is your disposition?

Commissioner Murphy: Mr. Mayor, in view of the fact that this is a resignation I have two thoughts: the first one is, in view of the fact that this resignation has practically just been received by all the members of the Commission within the last few days, and also in view of the fact that I think if action is taken on this today that there may be some legal ramifications involved, and I personally believe that this Commission should sit down and discuss at a later time what should be done in reference to filling

the vacancy. But in the meantime, I move you that the resignation be deferred until such time as the Commission desires to re-assign the departments and fill the vacancy, and that a special conference be held by the Commission for that purpose.

Mayor Ellenstein: Your motion then is that the acceptance of the resignation be tabled?

Commissioner Murphy: Yes, that that would be the motion, that action on the resignation be deferred.

Mayor Ellenstein: Without date?

Commissioner Murphy: To be deferred, I think, without date, unless the Commission sees fit and wants to set a date in there. At the present time, Mr. Mayor, I may add to that that the department is now functioning, as I understand, under the resolution that was passed authorizing the deputy to carry on the duties. There seems to be a question involved there if the resignation is legally accepted at this time as to whether they could carry on those duties or not unless again so designated by the Commission, both the deputy and also the secretary. And I think in view of the fact that that policy is already established, in view of the fact that it is going to take, in my opinion, at least some thought by the members of this Commission — personally, I know I am not smart enough to be able to act intelligently right here today on who should fill the vacancy, and also a discussion in reference to the different departments. And personally, I think it should be deferred without date, unless the Commission wants to insert a date.

Mayor Ellenstein: Well, you are making the motion.

Commissioner Murphy: I make the motion that it be deferred.

Mayor Ellenstein: You are making

the motion, and that is the motion the Commission would act upon.

Commissioner Murphy: That the resignation be deferred for later action.

Mayor Ellenstein: Of course, that is rather indefinite. After all, while it is true that the resolution has been passed appointing Mr. Cluesmann, I do not think it ought to be deferred without date. Anyway, if that is the disposition of the Commission to defer action on the resignation, there certainly ought to be a certain date set. I would suggest it ought to be deferred no more than a week.

Mayor Ellenstein: Then if the Commission decides at that time to defer it further for another week, that could be done.

Commissioner Murphy: I do not think Commissioner Duffy really felt as though this Commission should be able to pick somebody to fill his vacancy and his resignation to go into effect today and be prepared to put somebody right in his place on such short notice.

Mayor Ellenstein: Now, the Commission has thirty days to fill the vacancy under the law. So you still have thirty days. If it is the wish of the Commission to defer action on the resignation, although I have my own views on it, it ought not to be deferred indefinitely, it ought to be a week or some definite time. I agree with you this ought not to be gone into hastily, but it ought to be deferred for some definite period.

Commissioner Murphy: Well, I will set a period of two week's time.

Mayor Ellenstein: Is there a second to that motion?

Commissioner Franklin: I will second that motion.

Mayor Ellenstein: The motion has been made and seconded that action on this resignation be deferred for two weeks.

All in favor of that motion will signify by saying aye, contrary no; the Clerk will call the roll.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nay: Commissioner Byrne.

Commissioner Murphy: Now, Mr. Mayor, I want to make a motion that the Commission sit down between times and discuss any proposition that any member of the Commission wants to put before them pertaining to this vacancy or pertaining also to the re-assigning of any of the divisions.

Mayor Ellenstein: Well, that can be determined by the Commission among the Commissioners. I am ready to sit down with the other Commissioners at any time.

Commissioner Murphy: We ought to set today some kind of a date when we are going to sit down. I don't know whether you agree, but I don't think that we can intelligently discuss it with a gathering of people that would probably interfere.

Mayor Ellenstein: That is true. I do not think we can rationally discuss it or realistically and give your best thought and not be carried away by emotions or impulses that might be created by the public. I think a discussion around a round table would undoubtedly be to the best interest of the city.

But as far as time is concerned, that can be fixed at the conference of the commissioners. I can sit down

at any time except Monday and Tuesday when I am engaged as a witness defending a suit in which the city is involved, and at least that will take Monday and Tuesday, as I have been informed by the Law Department. And there is \$75,000 involved in this suit against the city, so I won't be free those two days.

Commissioner Murphy: If there is no objection I will make a motion that at your convenience, between now and that date you call a meeting of the members of the Commission.

Commissioner Franklin: I second the motion.

Mayor Ellenstein: That I as Chairman be instructed to call a meeting of the Commission at some time between now and at least three days before the two weeks have elapsed.

All in favor of that motion will signify by saying aye, contrary no; the Clerk will call the roll.

The City Clerk: Commissioner Byrne.

Commissioner Byrne: I think that Commissioner Duffy's vacancy should be filled today. I think in the eyes of the public he is considered as having resigned, and I think the vacancy should be filled at this meeting. (Applause).

Mayor Ellenstein: Wait a moment.

Mayor Ellenstein: Wait a minute. Just a moment.

Commissioner Byrne: I would like to have my resolution read.

Mayor Ellenstein: We are now calling for votes on a motion and then you can read the resolution.

Commissioner Byrne: That has been before the Board all afternoon.

Mayor Ellenstein: There is a motion formally before the Board and the roll call is on that motion. After that you, of course, will have an opportunity to make any motion you desire. But I don't see why you should inject your motion during a roll call.

The Clerk will call the roll.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nay: Commissioner Byrne.

Mayor Ellenstein: Now, are there any other motions or any other questions that any of the Commissioners have to bring to the attention of the Commission?

Commissioner Byrne: I would like to have my resolution read.

WHEREAS, by reason of the resignation of Michael P. Duffy; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property be and he is hereby transferred from the position of Director of the Department of Parks and Public Property to the position of Director of the Department of Public Safety; and

BE IT FURTHER RESOLVED, that Joseph M. Byrne, Jr., be and he is hereby designated and appointed Director of the Department of Public Safety, and he is hereby vested with all of the powers, authority and rights of said Director of the Department of Public Safety.

Jos. M. Byrne, Jr.

Commissioner Murphy: I move you,

Mr Mayor, that the resolution be referred to the conference to be held by the members of the Commission.

Commissioner Franklin: The resolution at the moment is out of order because action on the resignation has been deferred for two weeks.

Mayor Ellenstein: Of course, there is no question about that. There isn't any vacancy until the resignation is accepted. I think that is elemental.

Commissioner Byrne: Well, I would like the department whether he is here or not. I would like it assigned to me.

Mayor Ellenstein: However, that resolution is not in proper form. I think that resolution recites that a vacancy is created there.

Commissioner Byrne: I will strike that part out.

Mayor Ellenstein: All right. Adjust that so it is in proper form so there isn't any technical difficulty.

Corporation Counsel O'Brien: Then you have to transfer Commissioner Duffy to another department or you will have two directors in one department.

Commissioner Byrne: Is there a second to my motion?

Mayor Ellenstein: Is there a second to that resolution that is submitted by Director Byrne?

There is no second.

Commissioner Murphy: I move the resolution be referred to the conference of the members of the Commission. I think any subject matter that comes up here, I personally believe we have the right to refer to any discussion or conference that is being held by the members of the Commission.

Mayor Ellenstein: There is no question about that, about your rights on that. You can make any motion that is legal.

Commissioner Murphy: I think it is legal, too.

Mayor Ellenstein: Yes, there is no question about that.

Commissioner Byrne: I think the department has operated too long without an active head. I think it should be filled today.

Mayor Ellenstein: Is there a second to Director Murphy's motion that it be referred to conference?

Commissioner Franklin: I will second the motion.

Mayor Ellenstein: As contemplated by the previous motion. The previous motion was that a conference be held.

Commissioner Franklin: That is correct. I will second the motion.

Mayor Ellenstein: All in favor of that motion that the resolution be referred to conference of the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nay: Commissioner Byrne.

Mayor Ellenstein: Is there anything else?

Are there any other communications?

As soon as the meeting adjourns those persons who wish to speak will have an opportunity to do so.

Now, I will entertain a motion to adjourn.

Commissioner Murphy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., June 28, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners Chamber, City Hall, Newark, at 11 A. M. Daylight Saving Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioner Duffy.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

The Clerk then read the minutes in full.

Commissioner Franklin: I move the minutes as read be approved.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance providing for the issuance of \$80,000 Equipment Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The Board of Commissioners of the City of Newark Do Ordain as follows:

Section 1. It is hereby determined

and stated that the Board of Commissioners of The City of Newark proposes to purchase snow removal and street cleaning trucks for the use of The City of Newark; that said purpose is not a current expense of said City; and that it is necessary to finance said purpose by the issuance of obligations of said City, pursuant to the Local Bond Law of New Jersey, as hereinafter provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law, that (a) the estimated maximum amount of money necessary to be raised from all sources for said purpose is One Hundred Thousand Dollars (\$100,000); (b) Twenty Thousand Dollars (\$20,000) of the cost of said purpose is to be met from the down payment which is to be appropriated as hereinafter provided; and (c) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is Eighty Thousand Dollars (\$80,000).

Section 3. It is hereby determined and stated that not less than Twenty Thousand Dollars (\$20,000) of the sum appropriated to meet down payments on capital improvements in the budget adopted for said City for the fiscal year beginning January 1, 1938, is available for said purpose, and said sum of Twenty Thousand Dollars (\$20,000) is hereby appropriated to said purpose.

Section 4. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding Eighty Thousand Dollars (\$80,000), to be designated "Equipment Bonds," are hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum

(6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 5. To finance said purpose, Bond Anticipation Notes of said City of an aggregate principal amount not exceeding Eighty Thousand Dollars (\$80,000) are hereby authorized to be issued in anticipation of the issuance of said bonds, pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by said Law. All matters with respect to said notes not determined by this ordinance shall be determined by resolutions to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 6. It is hereby determined and declared that the period of usefulness of said purpose is a period of five years, computed from the date of said bonds.

Section 7. No part of the cost of financing said purpose has been or is to be specially assessed against property specially benefited thereby.

Section 8. It is hereby determined and declared that the Supplemental Debt Statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such

statement so filed shows that the gross debt of said City, as defined in Section 40: 1-76 of said Law, is increased by this ordinance by Eighty Thousand Dollars (\$80,000), and that the issuance of said obligations is permitted by an exception to the debt limitations prescribed by said Law, contained in Subdivision (d) of Section 40: 1-16 of said Law.

Section 9. This ordinance shall take effect twenty days after the first publication thereof after final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that July 12th, 1939, at 11 A. M. Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance to amend an ordinance entitled "Zoning Ordinance of

The City of Newark," adopted January 8, 1930.

The Board of Commissioners of The City of Newark, Do Ordain:

1 That Section 6 of an ordinance entitled "Zoning Ordinance of The City of Newark," adopted January 8, 1930, be and the same is hereby amended to read as follows:

Section 6. USE REGULATIONS CONTROLLING FIRST BUSINESS DISTRICTS.

In a First Business District, no building or premises shall be used, and no building shall be erected to be used in whole or in part for any of the following specified trades, industries or uses:

(a) Restaurants, any part of which is located within one hundred and fifty (150') feet of a Residence District.

(b) Any industrial, manufacturing or commercial purpose above the ground story of a building.

(c) Any trade, industry or use prohibited in Second Business Districts.

A use not so excluded may be operated or conducted only below the second story of the building in which it is located.

Accessory uses incident to a use not otherwise excluded from First Business Districts, when located upon the same lot with the building or use to which it is accessory, may include a group of garages for not more than one motor vehicle for each 1,000 square feet of lot area. Such garages, however, may not be used for the storage of commercial motor vehicles having a capacity of more than two tons each.

No use permitted in Residence Dis-

tricts shall be excluded from a First Business District.

2. All ordinances and parts of ordinances inconsistent herewith be and the same are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that July 12th, 1939, at 11 A. M. Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Nine Hundred Twenty-two Dollars and Forty-five Cents (\$922.45) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 7.01
Treasurer's Office .....	.94
Tax Board	699.50
District Courts	15.00
	<hr/>
	\$922.45

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand Four Hundred Eighty-nine Dollars and Twenty-eight Cents (\$4,489.28) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the department of Revenue and Finance, as follows:

Remissions Prior Years	
Taxes	\$4,489.28

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eighty Thousand Two Hundred Eighty-four Dollars and Forty-five Cents (\$80,284.45) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Fire and Police Pension Fund	\$ 50,000.00
Municipal Employees Pension Fund	18,525.44
Board of Health Pension Fund	11,759.01
	<hr/>
	\$ 80,284.45

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Twenty-five Dollars (\$25.00) be and the same is hereby appropriated to the person named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

Police Courts	\$25.00
---------------------	---------

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Ten Dollars and Eighty-seven Cents (\$510.87) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Ivy Hill Power Plant \$510.87

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Forty-four Thousand Three Hundred Nine Dollars and Twenty-seven Cents (\$344,309.27) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief Direct ..\$344,309.27

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty Thousand Seven Hundred Sixty-five Dollars and Fifty-three Cents (\$40,765 53) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Hospital	\$ 45.00
Newark City Hospital	26,624.97
Memorial Day Celebration	1,425.50
Ivy Hill Power Plant	2,349.12
Newark City Hospital W.	
P. A.	2,240.63
Newark City Alms House	4,935.18

Band Concerts	620.00
Convalescent Hospital	2,525.13

\$ 40,765.53

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED: That the sum of Three Thousand, Two Hundred Forty Dollars and Sixteen Cents (\$3,240.16) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending June 21st and June 24th, 1939, as follows:

Shade Tree	\$ 1,988.16
Public Buildings	1,252.00

\$ 3,240.16

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Sixty-one Thousand, Three Hundred Seventy-seven Dollars and Seventy-five Cents (\$61,377.75) be and the same hereby is appropriated to the

persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Surveys	\$ 32.78
Docks	465.18
Newark Airport	1,419.92
Street Cleaning	4,083.50
Director's Office	58.42
Street Cleaning (Reserve for Uncompleted Contracts)	21,078.56
Public Lighting	31,352.44
City Clerk	318.84
Streets	1,761.35
Sewers	477.06
House Sewer Connections	329.70
	<hr/>
	\$ 61,377.75

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, Eleven Dollars and Ninety-one Cents (\$4,011.91) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Project 3531-7)....	\$ 3,774.88
Street Construction (WPA Project 4813-7)....	70.00
Sewer Construction (WPA Project 4813-7)....	70.00
Sewer Construction (WPA Project 6131-7)....	97.03
	<hr/>
	\$ 4,011.91

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Forty-eight Dollars and One Cent (\$248.01) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Doremus Avenue Bridge
Construction WPA\$248.01

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Fourteen Dollars and Fifty Cents (\$314.50) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (Clifton Ave.) WPA Project 1083\$314.50

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nay: Commissioner Byrne.

RESOLVED: That the sum of One Hundred Thirty-four Dollars and Sixty-five Cents (\$134.65) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Streets	\$ 15.00
Newark World's Fair Committee (Contingent)	69.65
City Clerk (Elections)	50.00
	<hr/>
	\$134.65

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nineteen Thousand, Six Hundred Sixty-four Dollars and Twelve Cents (\$19,664.12) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction
(WPA Project 3531)\$19,664.12

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of Four Hundred Fifty Dollars (\$450.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water (WPA Project 5249-7) \$450.00

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-four Thousand, Nine Hundred Ninety Dollars and Forty-five Cents (\$34,940.45) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll
period ending June 21, 1939:

Newark Airport	\$ 2,539.80
Bureau of Motors	2,650.63
Bureau of Streets	1,646.97
Bureau of Sewers	823.73
House Sewer Connections..	499.33
Bureau of Street Cleaning	16,825.18
Street Construction	560.88
Bureau of Docks	740.40
Bureau of Water	8,703.48
	<hr/>
	\$ 34,990.45

Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eighty-nine Dollars and Fifty-eight Cents (\$89.58) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Planning (WPA Project
5358-7) \$89.58

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nay: Commissioner Byrne.

RESOLVED: That the sum of Three Hundred Eleven Dollars and Forty-five Cents (\$311.45) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Doremus Ave. Bridge (PWA.) \$311.45

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of Four Hundred Nine Dollars and Twenty-eight Cents (\$409.28) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Toy Mending (WPA Project
5618-7)\$409.28

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, Five Hundred Seventy-six Dollars and Forty-eight Cents (\$4,576.48) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Sewer Construction
(WPA Project 601\$ 1,514.73
Sewer Construction
(WPA Project 3352-7) .. 2,010.51
Sewer Construction
(WPA Project 4813-7) .. 1,051.24
\$ 4,576.48

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Thirteen Dollars and Forty-three Cents (\$313.43) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (WPA Project 1083)	
Hayes Park West	\$ 42.40
Swimming Pool Construction (WPA Project 1083)	
Boylan Street	5.25
Swimming Pool Construction (WPA Project 1083)	
Clifton Avenue	265.88
	<hr/>
	\$313.43

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nay: Commissioner Byrne.

RESOLVED: That the sum of Six Hundred Sixty-six Dollars and Seventy-one Cents (\$666.71) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction\$666.71

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Twelve Dollars and Seventy-five Cents (\$512.75) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Newark World's Fair Committee (WPA)\$512.75

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nineteen Thousand, Seventy-three Dollars and Thirty-four Cents (\$19,073.34) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction
(WPA Project 3531)\$19,073.34

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following bonds be and they are hereby approved as to sufficiency:

KEEPER OF JUNK SHOP:

L. & S. Bottle Co., Inc., 220-222 Badger Avenue.

Abe Lowenstein, 110-112 Lillie Street.

Dominick Morello, 202-204-206 Malvern Street.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, Lanzner's, Inc., 120 Springfield Avenue, bankrupt in bankruptcy, claim filed February 20th, 1936, for the 1936 personal tax, amounting to \$100.80;

WHEREAS, The Receiver paid the amount of the claim as filed on July 24th, 1936;

WHEREAS, inasmuch as the taxes were filed prior to the establishing of the tax rate for the year 1936, the taxes were based on the last half of the previous year;

BE IT RESOLVED That the balance of the 1936 personal tax amount-

ing to \$13.50, representing the difference between the amount filed and the amount of the 1936 assessment, be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Marcus S. Gross, individually and trading as Mason Home & Electrical Equipment Co., 800 Broad Street, bankrupt in bankruptcy, claim filed September 26th, 1938:

1937 personal tax	\$7.38
1938 personal tax	9.22
making a total of \$16.60 flat;	

WHEREAS, the Receiver has declared a first, last and final dividend of 33.598% amounting to \$5.96;

BE IT RESOLVED That the Tax Receiver be authorized to accept same and apply to the 1937 personal tax and the balance of the 1937 personal tax amounting to \$1.42 and the 1938 personal tax amounting to \$9.22, making a total of \$10.64 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, New Jersey Clude Neon Corp., 243 Elizabeth Avenue,

bankrupt in bankruptcy, claim filed
May 4th, 1938;

1937 personal tax\$369
1938 personal tax 461
making a total of \$830, flat;

WHEREAS, the Receiver has declared a first, last and final dividend of \$755.72;

BE IT RESOLVED, That the Tax Receiver be authorized to accept same and apply \$369 against the 1937 personal tax and \$386.72 against the 1938 personal tax, making a total of \$755.72, and the balance of the 1938 personal tax amounting to \$74.28 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Fidelity Distributing Co., 982 Broad Street, bankrupt in bankruptcy, claim filed October 11th, 1937:

1936 personal tax\$190.50
1937 personal tax 553.50
making a total of \$744 flat;

WHEREAS, the Receiver has declared a first, last and final dividend of \$467.25;

BE IT RESOLVED, That the Tax Receiver be authorized to accept same and apply \$190.50 against the 1936 personal tax and \$276.75 against the 1937 personal tax, making a total of \$467.25 and the balance of the 1937 personal tax amounting to \$276.75 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Star Millinery, trading as Miracle Millinery, 57 and 95 Market Street, assignment for the benefit of creditors, claim filed September 8th, 1938:

1936 personal tax\$19.05
1937 personal tax 18.45
1937 personal tax 18.45
1938 personal tax 23.05
1938 personal tax 23.05
making a total of \$102.05 flat;

WHEREAS, the Assignee has declared a first, last and final dividend of .50394%;

BE IT RESOLVED That the Tax Receiver accept same and apply \$19.05 to the 1936 personal tax, \$18.45 to the 1937 personal tax and \$17.60 to the 1938 personal tax, making a total of \$55.10 and the balance of the 1938 personal tax amounting to \$5.45, the 1937 personal tax amounting to \$18.45 and the 1938 personal tax amounting to \$23.05, making a total of \$46.95 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Model Luncheonette, Inc., trading as Nobby's Luncheon-

ette, 127 Halsey Street, bankrupt in bankruptcy, claim filed October 26th, 1938;

1936 personal tax	\$ 92.25
1937 personal tax	92.25
1938 personal tax	115.25

making a total of \$302.75 flat;

WHEREAS, the Receiver has declared a first, last and final dividend of 32.669% amounting to \$107.37;

BE IT RESOLVED That the Tax Receiver be authorized to accept same and apply \$95.25 to the 1936 personal tax and \$12.12 to the 1937 personal tax, making a total of \$107.37 and the balance of the 1937 personal tax amounting to \$80.13 and the 1938 personal tax amounting to \$115.25 making a total of \$195.38 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Albert L. Fleming Co., Inc., 16-18 Hawthorne Avenue, in Chancery;

WHEREAS, no notice was ever received by the City of Newark, therefore, no claim was filed;

WHEREAS, there is owing by the Albert L. Fleming Co., Inc., to the City of Newark:

1936 personal tax	\$143.91
1937 personal tax	188 19

WHEREAS, the Receiver has declared a first, last and final dividend of \$165.42;

BE IT RESOLVED That the Tax Receiver be authorized to accept same and apply \$143.91, plus interest charges of \$21.51, making a total of \$165.42 to the 1936 personal tax and the 1937 personal tax amounting to \$188.19 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Cellograph Printing Plate Corp., 71 Clinton Street, was adjudged an insolvent corporation by the Court of Chancery of New Jersey on November 10th, 1937, and on December 28th, 1937, an order barring creditors after that date for the filing of claims;

WHEREAS, the Cellograph Printing Plate Corp., did not owe the City of Newark any personal tax at the time notice was received, all arrears having been paid to date;

WHEREAS, the 1938 assessment was made against this company and, inasmuch as no claim could be filed after December, 1937, we could not file this claim;

BE IT RESOLVED that the 1938 personal tax amounting to \$322.70 be cancelled in order to clear this account from our books.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, General Alloys Co.,
Inc., 44-46 Green Street and 133 New
Jersey Railroad Avenue, in bank-
ruptcy, claim filed March 24th, 1938
for the 1938 personal tax amounting
to \$115.25;

WHEREAS, a supplementary claim
was filed on June 16th, 1938:

1937 personal tax	\$ 44.62
1937 personal tax	17.85
1938 personal tax	230.50

making a total of \$292.97, and making
a grand total of the two claims
\$408.22 flat;

WHEREAS, the Receiver has de-
clared a first, last and final dividend
of \$390.04;

BE IT RESOLVED That the Tax
Receiver be authorized to accept same
and apply \$44.62 against the 1937
personal tax, \$115.25 against the 1938
personal tax, \$17.85 against the 1937
personal tax and \$212.32 against the
1938 personal tax, making a total
of \$390.04 and the balance of the
1938 personal tax amounting to
\$18.18 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Auto Tire Company,
221-25 Halsey Street, was assessed
for personal property for the year
1938 in the amount of \$46.10;

WHEREAS, an assignment for the

benefit of the creditors was made by
the debtor but the City of Newark
did not file a claim against same for
taxes due;

WHEREAS, the Assignee has de-
clared a first, last and final dividend
of \$18.15 against the 1938 personal
tax;

BE IT RESOLVED That the Tax
Receiver be authorized to accept same
and apply and the balance of the 1938
personal tax amounting to \$27.65 be
cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Men's Fashion Cloth-
ing Company, 204 Market Street,
Bankrupt in bankruptcy, claim filed
February 8th, 1937:

1935 personal tax	\$336.80
1936 personal tax	495.30
1937 personal tax	479.70

making a total of \$1,311.80 flat;

WHEREAS a compromise was
made with the Law Department to ac-
cept \$1,025.84 in full settlement of
our claim;

BE IT RESOLVED That the Tax
Receiver be authorized to accept and
apply \$336.80 against the 1935 per-
sonal tax, \$495.30 against the 1936
personal tax and \$193.74 against the
1937 personal tax, making a total of
\$1,025.84 and the balance of the 1937
personal tax amounting to \$285.96
be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, 44 Commerce Street, Inc., 44 Commerce Street, bankrupt in bankruptcy, claim filed March 14th, 1938:

1937 personal tax	\$ 92.25
1938 personal tax	115.25
making a total of \$207.50;	

WHEREAS, the Receiver has declared a first, last and final dividend of \$189.68, representing the balance in the estate;

BE IT RESOLVED, That the Tax Receiver be authorized to accept same and apply \$92.25 against the 1937 personal tax and \$97.43 against the 1938 personal tax, making a total of \$189.68 and the balance of the 1938 personal tax amounting to \$17.82 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Max Wiegler, individually and trading as Wiegler Bros., 5 Oliver Street, bankrupt in bankruptcy claim filed May 31st, 1938, for the 1938 personal tax in the amount of \$184.40;

WHEREAS, an agreement was

made with the Law Department to accept \$130.50 as full settlement of our claim;

BE IT RESOLVED That the Tax Receiver be authorized to accept same and apply and the balance of the 1938 personal tax in the amount of \$53.90 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Phoenix Novelty Company of New Jersey, 61 New Jersey Railroad Avenue, bankrupt in bankruptcy, claim filed May 18th, 1938:

1936 personal tax	\$ 66.70
1937 personal tax	258.30
1938 personal tax	691.50
making a total of \$1,016.50;	

WHEREAS, the Receiver has declared a first, last and final dividend of \$672.41;

BE IT RESOLVED, That the Tax Receiver be authorized to accept same and apply \$66.70 against the 1936 personal tax, \$258.30 against the 1937 personal tax and \$347.41 against the 1938 personal tax, making a total of \$672.41; and the balance of the 1938 personal tax amounting to \$344.09 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the premises situate at
Nos. 179-187 Chestnut Street, Block
934, Lot 22, has been heretofore as-
sessed as one parcel of land; and

WHEREAS there is outstanding
thereon the following liens, to wit:

1934 Tax	\$ 582.73
1935 Tax	1,743.84
1936 Tax	1,863.09
1937 Tax	1,915.11
1938 Tax	2,139.04
1939 Tax	1,069.52

and,

WHEREAS, Federal B. & L. Ass'n
has made application for the appor-
tionment of said outstanding liens in
accordance with the apportionment
application on file in the Office of the
Director of the Department of Rev-
enue and Finance;

THEREFORE, BE IT RESOLVED
By the Board of Commissioners of
The City of Newark that the Director
of the Department of Revenue and
Finance be and he is hereby author-
ized to make apportionment of the
liens aforesaid on the above describ-
ed property, as requested in applica-
tion, all in manner provided and re-
quired by law, subject to approval of
the Law Department as to form and
procedure.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The City of Newark
held tax certificates on properties of
Max Littman, 33-35-37 Hamilton

Street and 250 Littleton Avenue,
Newark, and erroneously made a
charge of \$12 on such certificates for
search fees, amounting to the sum
of \$48; and,

WHEREAS, the Director of Rev-
enue and Finance requests that the
sum of \$48 be refunded to said Max
Littman as set forth in the communi-
cation attached hereto;

THEREFORE, BE IT RESOLVED
By the Board of Commissioners of
The City of Newark that the sum of
\$48, be and the same is hereby ap-
propriated to Max Littman, in refund
of the charges erroneously made on
tax certificates held by the City of
Newark on properties hereinabove re-
ferred to.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the fol-
lowing resolution:

WHEREAS, The Director of the
Department of Parks and Public
Property did solicit informal bids for
the binding of seven bill and claim
books of the Auditor's Office and did
give the work to George A. Hardy
& Son for the sum of Twenty-one
Dollars (\$21.00);

THEREFORE, BE IT RESOLVED
By the Board of Commissioners of
The City of Newark that the action
of the said Director be and the same
is hereby approved.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, Frederick H. Keppler died on April 23, 1937 and his estate was assessed at a valuation of \$12,000.00, tax \$553.20, for personal property for 1938; and,

WHEREAS, said personal estate, which consisted solely of cash on deposit in banks, was distributed in May 1938, prior to the issuance of bills for taxes for the second half of the year, to the various legatees, all of whom reside outside of the State of New Jersey; and,

WHEREAS, it would be difficult, under the circumstances to collect taxes from the estate or any of the legatees and the executor, Elliott F. Keppler, has personally agreed with the Board of Assessment and Revision of Taxes to assume the payment of taxes for 1938 on a valuation of \$6,000.00, tax \$276.60;

BE IT THEREFORE RESOLVED By the Board of Commissioners of The City of Newark that the assessment of \$12,000.00, tax \$553.20 for personal property for 1938 against the Estate of Frederick H. Keppler be reduced to \$6,000.00, tax \$276.60, and that the Receiver be and he is hereby authorized to cancel the balance of \$276.60 of record.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Owen E. Reynolds was the owner of the premises at 21 North 6th Street, Newark, New Jersey, Block 1850, Lot 41 on October 1st, 1936, and on October 1st, 1937, and was assessed for same by the City of Newark at a valuation of \$4,300.00 for the years 1937 and 1938, being \$1,000 on Land and \$3,300 in Improvements; and,

WHEREAS, Owen E. Reynolds is an Honorable Discharged veteran and is entitled to a total annual exemption of \$500 from the assessed valuation of his real and personal property;

WHEREAS, the said Owen E. Reynolds had only received an exemption of \$100.00 on his personal property for the years 1937 and 1938;

THEREFORE BE IT RESOLVED By the Board of Commissioners of The City of Newark, that the said Owen E. Reynolds be granted a further exemption of \$400.00, tax \$14.76 from the assessed value of his real estate, 21 North 6th Street, Block 1850, Lot 41, for the year 1937, and that he also be granted a further exemption of \$400.00, tax \$18.44 from the assessed value of his real estate Block 1850, Lot 41, 21 North 6th Street, for the year 1938, and that the Comptroller be and he is hereby authorized to change his records accordingly.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Louis H. Rose is an Honorably Discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1938;

WHEREAS, On October 1st, 1937, Louis H. Rose was the owner of record of premises known and designated at Block 2077, Lot 60, 30 Komorn Street, Newark, New Jersey, which was assessed at a valuation of \$2,500.00, tax \$115.25;

BE IT THEREFORE RESOLVED By the Board of Commissioners of The City of Newark that the said Louis H. Rose be granted exemption of \$500.00, tax \$23.05 for 1938, from the assessed valuation on his property known as Block 2077, Lot 60, 30 Komorn Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Peter MacKeith was the owner of the premises at 46 Ivy Street, Newark, New Jersey, Block 4086, Lot 55, on October 1st, 1937 and was assessed for same by the City of Newark at a valuation of \$7,000.00 for 1938, being \$1,000.00 on Land and \$6,000.00 on Improvements; and,

WHEREAS, Peter MacKeith is an Honorably Discharged veterans and is entitled to a total annual exemption of \$500 from the assessed valuation of his real and personal property;

WHEREAS, the said Peter MacKeith had only received an exemption of \$200.00 on his personal property for the year 1938;

THEREFORE BE IT RESOLVED By the Board of Commissioners of The City of Newark, that the said Peter MacKeith be granted a further exemption of \$300.00, tax \$13.83 from the assessed value of his real estate, 46 Ivy Street, Block 4086, Lot 55, for the year 1938, and that the Comptroller be and he is hereby authorized to change his records accordingly.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Harry Denby was the owner of the premises at 131 Hobson Street, Newark, New Jersey, Block 3064, Lot 28, on October 1st, 1937, and was assessed for same by the City of Newark at a valuation of \$4,700.00, for 1938, being \$1,000.00 on land and \$3,700.00 on Improvements; and

WHEREAS, Harry Denby is an honorably discharged veteran and is entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property;

WHEREAS, the said Harry Denby had only received an exemption of \$100.00 on his personal property for the year 1938;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that the said Harry Denby be granted a further exemption of \$400.00, tax \$18.44 from the assessed value of his real estate,

131 Hobson Street, Block 3064, Lot 28, for the year 1938, and that the Comptroller be and he is hereby authorized to change his records accordingly.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, John Manna was the owner of the premises at 154 Summer Avenue, Newark, New Jersey, Block 518, Lot 11, on October 1st, 1937, and was assessed for same by the City of Newark at a valuation of \$4,300.00 for 1938, being \$1,100 on land and \$3,200.00 on improvements; and

WHEREAS, John Manna is an honorably discharged veteran and is entitled to a total annual exemption of \$500 from the assessed valuation of his real and personal property;

WHEREAS, the said John Manna had only received an exemption of \$100.00 on his personal property for the year 1938;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark, that the said John Manna be granted a further exemption of \$400.00, tax \$18.44 from the assessed value of his real estate, 154 Summer Avenue, Block 518, Lot 11, for the year 1938, and that the Comptroller be and he is hereby authorized to change his records accordingly.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas. Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, the Director of the Department of Parks and Public Property, by reason of an emergency, was obliged to have certain repairs made to a No. 4 boiler, City Hall Power Plant Boiler Room, and did employ the McCabe Boiler Works on said work for the sum of Twenty-seven dollars (\$27.00), as of June 27, 1939;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the action of the aforesaid Director be and the same is hereby approved.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did received informal bids for binding reports and ledger of auditor and did give work to F. Enderlin & Son for the price of Ten dollars and Forty cents (\$10.40) on June 14, 1939;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the action aforesaid of the Director be and the same is hereby approved.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, that all bids received by the Department of Central Purchase on February 6, 1939, for furnishing and delivering common building bricks to the Bureau of Sewers, Department of Public Affairs, be and the same hereby are rejected; specifications not having been met, no award was made.

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering asphalt cement for block pavement for the Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing

ing and delivering transmitters, switches and circuits for the Fire Alarm Telegraph Division, Department of Public Safety, woodworking machinery, WPA Project, Department of Public Affairs, and LaSalle ambulance for the City Hospital, Department of Public Works.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering the following materials; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows. the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:
M. L. KERNAN QUARRY—

South Orange, N. J.
(Public Affairs)
Approx. 200 tons Cold Mixed Asphalt Concrete Top Course Mater-

ial—delivered by truck to various streets, as requested, throughout the City. Material shall conform to the Bureau of Streets Standard Specifications special reference to Section 435G and Chapter 15, @ \$4.95 per ton.

GRAYBAR ELECTRIC COMPANY—
Newark, N. J.
(Public Safety)

Approx. 5,000 ft. No. 14 Gauge solid 10 wire color coded Latox, Traffic Control Cable, @ \$216.00 M. ft. To be shipped on two reels, 2,500 ft. to reel. Price to include delivery to Traffic Signal Shop, Congress and Lafayette Streets, Newark, N. J.

WESTINGHOUSE ELECTRIC SUPPLY COMPANY—Newark, N. J.
(Public Safety)

Ten (10) miles of No. 12 solid hard drawn triple braid rubber covered wire, as per specifications, @ \$9.00 per M. ft.

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering face bricks for the swimming pools; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said face bricks to the City

of Newark be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said face bricks:

THE BELDEN-STARK BRICK CORPORATION—New York City.
(Public Affairs)

Approx. 182,000 standard face brick, @ \$24.00 per M.

Radial curved face brick, quantity shown on Architect's drawings for swimming pools, for \$495.00. (

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nay: Commissioner Byrne.

WHEREAS, as a result of an inquiry into a certain contract between The City of Newark and Troy City Laundry, for the furnishing of towels to the Public Bath Houses in the City of Newark, Department of Public Works and the Prosecutor of the Pleas of Essex County, Camillo LaVecchia, a mechanic employed in the Bureau of Public Baths, Department of Public Works of the City of Newark, was indicted by the Essex County Grand Jury for conspiracy to defraud the City, and on June 26, last, said Camillo LaVecchia did enter a plea of non volt to said conspiracy charge, before Common Pleas Judge Dallas Flannagan;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that Camillo LaVecchia, an employee of the City of Newark, in the position of Mechanic, Bureau of Baths, Department of Public Works, be and he is hereby dismissed from the employ of the City of Newark and from the aforesaid position as a Mechanic, Bureau of Baths, Department of Public Works; and the Director of the Department of Public Works and the Director of the Department of Revenue and Finance be and they are hereby directed to remove the name of said Camillo LaVecchia from the payrolls of the Department of Public Works, Bureau of Baths; and the City Clerk be and he is hereby directed to forward a certified copy of this resolution to the New Jersey Civil Service Commission, Trenton, New Jersey, dismissal effective as of this date.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, Albert Lott has been temporarily employed as Stationary Engineer in the Bureau of Public Buildings, Department of Parks and Public Property, since January 29th, 1939; and

WHEREAS, because of the death of Peter Reilly, who was permanently employed as Stationary Engineer, a vacancy exists which requires the permanent services of a Stationary Engineer; therefore be it

RESOLVED, that Albert Lott, tem-

porary Stationary Engineer, who has been certified for permanent appointment by the Civil Service Commission, be and he is hereby permanently appointed to the aforesaid position, at his same salary of \$3,180.00 per annum; said appointment effective as of July 1st, 1939, salary payable as other salaries are paid.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, a vacancy has been created due to the termination of the services of a Carpenter in the Department of Public Affairs, Newark Airport; and

WHEREAS, The Civil Service Commission has certified the name of George R. Kirk, 276 Riverside Avenue, Newark, N. J., as being eligible for appointment to the position of Carpenter;

THEREFORE BE IT RESOLVED, that George R. Kirk, 276 Riverside Avenue, Newark, N. J., be and he hereby is appointed to the position of Carpenter in the Department of Public Affairs, Newark Airport, at a compensation of \$1.75 per hour, the prevailing rate, effective June 29, 1939.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that Lester M. Gamble, 13 Vanderpool Street, Newark, N. J., temporarily employed as Electrician in the Department of Public Affairs, Newark Airport, and whose name has been certified by the Civil Service Commission as eligible, be and he hereby is appointed permanently to the position of Electrician in the Department of Public Affairs, Newark Airport, at a compensation of \$14.00 per day, the prevailing rate, effective June 29, 1939.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark, that the following changes appearing in the payrolls of the Department of Parks and Public Property for the last half of June(the first half of July, and for weeks ending June 21st, June 28th, July 8th, July 15th and July 22nd, 1939, be and the same are hereby approved, confirmed and ratified:

SHADE TREE BUREAU

Vincent Spera, Laborer-Tree Climbing, granted his annual one week vacation, with pay, from June 19th to June 26th, 1939.

Joseph Illaria, Laborer-Tree Climbing, granted his annual one week vacation, with pay, from June 26th to July 3rd, 1939.

PUBLIC BUILDINGS BUREAU

John J. Black, Cleaner, granted a leave of absence, without pay, for a period of two months, as per his request, commencing July 3rd, 1939.

Josephine Nestor, temporarily appointed Telephone Operator, at a salary of \$20.00 per week, effective June 26th, 1939. Miss Nester is not a new appointee but temporarily appointed for relief work.

John McGrath, Head Janitor, granted his annual two weeks vacation, with pay, from July 3rd to July 17th, 1939.

Joseph LaFrancis, Laborer, granted his annual two weeks vacation, with pay, from July 3rd to July 17th, 1939.

James McHugh, Laborer, granted his annual two weeks vacation, with pay, from July 3rd to July 17th, 1939.

Edward Collins, Watchman, granted his annual two weeks vacation with pay, from July 3rd to July 17th, 1939.

Abraham Freund, Cleaner, granted his annual two weeks vacation, with pay, from July 3rd to July 17th, 1939.

James H. Kelly, Carpenter, granted his annual two weeks vacation, with pay, from July 3rd to July 17th, 1939.

Walter Ciewisz, Laborer, granted his annual two weeks vacation, with pay, from July 3rd to July 17th, 1939.

William Vogel, Elevator Operator, granted his annual two weeks vacation, with pay, from July 3rd to July 17th, 1939.

Michael Lyons, Cleaner, granted his annual two weeks vacation, with pay, from July 3rd to July 17th, 1939.

Joseph Purcell, Laborer, granted his annual two weeks vacation, with pay, from July 3rd to July 17th, 1939.

Anna Bader, Cleaner, granted her annual two weeks vacation, with pay, from July 3rd to July 17th, 1939.

Catherine Campbell, Cleaner, granted her annual two weeks vacation, with pay, from July 3rd to July 17th, 1939.

Catherine Nicholson, Cleaner, granted her annual two weeks vacation, with pay, from July 3rd to July 17th, 1939.

Josephine Dunn, Cleaner, granted her annual two weeks vacation, with pay, from July 3rd to July 17th, 1939.

Elizabeth McElroy, Cleaner, granted her annual two weeks vacation, with pay, from July 3rd to July 17th, 1939.

Harold Murphy, Laborer, granted his annual two weeks vacation, with pay, from July 3rd to July 17th, 1939.

Helen Bushingski, Cleaner, granted her annual two weeks vacation, with pay, from July 10th to July 24th, 1939.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, The City of Newark, New Jersey, by Ordinance of City Commissioners adopted June 14, 1939, and shown on Map No. 1336-0, dated May 23, 1939, on file in the office of the Chief Engineer of the Department of Public Affairs, opened as North Sixth Street all that part of

the abandoned Morris Canal tract extending from a point in the westerly right of way line of said Morris Canal where the same is intersected by the proposed new easterly line of North Sixth Street, said point being 26.29 feet southerly from the southerly right of way line of the Orange Branch of the Erie Railroad, as measured S. 15° 24' E. along the westerly right of way line of said Morris Canal, northerly 1600 feet, more or less, to the Newark-Belleville boundary line; and

WHEREAS, it is considered in the interest of the City of Newark to transfer the care, custody and control of that part of North Sixth Street, as opened by the abovementioned ordinance and shown on the abovementioned map, to the County of Essex;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that all that part of North Sixth Street, in the City of Newark, as opened as a public street by ordinance adopted June 14, 1939, by the Board of City Commissioners and shown on Map No. 1336-0, dated May 23, 1939, on file in the office of the Chief Engineer of the Department of Public Affairs, and extending from a point in the westerly right of way line of the Morris Canal, where the said line is intersected by the proposed new easterly line of North Sixth Street, said easterly line being 26.29 feet southerly from the southerly right of way line of the Orange Branch of the Erie Railroad, as measured S. 15° 24' E. along the westerly right of way line of said Morris Canal, northerly 1600 feet, more or less, to the Newark-Belleville boundary line, be and the same hereby is transferred to the care, custody and control of the County of Essex.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

(At the request of Director Byrne, the City Clerk read the resolution which was presented at the previous week's meeting, designating Joseph M. Byrne, Jr. as the Director of Public Safety.)

"WHEREAS, by reason of the resignation of Michael P. Duffy; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property be and he is hereby transferred from the position of Director of the Department of Parks and Public Property to the position of Director of the Department of Public Safety; and

BE IT FURTHER RESOLVED, that Joseph M. Byrne, Jr., be and he is hereby designated and appointed Director of the Department of Public Safety, and he is hereby vested with all of the powers, authority and rights of said Director of the Department of Public Safety.

Joe. M. Byrne, Jr."

Mayor Ellenstein: Director Byrne now offers the resolution which was offered last week and referred to the City Commission conference, at which time there was no seconding of the resolution and the matter was deferred to the conference of the City Commission. Director Byrne now offers that same resolution. Is there a second to that resolution the purport of which is to place Director Byrne in the Department of Public Safety, an exchange of the positions, as I understand it, of Director Byrne into the Department of Public Safety

and the existing Director of Public Safety transferred to Parks and Public Property.

Commissioner Byrne: No, that is not it.

Mayor Ellenstein: Two cannot occupy it. The resolution would then be out of order.

Commissioner Byrne: All right. Hasn't Director Duffy resigned?

Mayor Ellenstein: Well, there is no action on his resignation, so officially, there is no resignation.

Commissioner Byrne: Following that I am going to ask that action be taken today on his resignation.

Mayor Ellenstein: I think you could do that first. I think your motion should be then that the resignation of Director Duffy, which was deferred until a week from today, be lifted from the table and that consideration of that be taken at this time.

Commissioner Byrne: I so move you.

Mayor Ellenstein: Is there a second to that motion?

There being no second to the motion, of course, the Chair cannot put the motion.

Commissioner Byrne: I maintain he has resigned, and as a result of such I re-introduce my resolution assigning the Department of Public Safety to me. Will you be kind enough to—

Mayor Ellenstein: I cannot put that motion because it would be out of order. There is no resignation, unless your resolution or motion could incorporate the transferring of the Director of Public Safety to Parks and Public Property and your taking over Public Safety.

Commissioner Byrne. I so move you.

Mayor Ellenstein: As I understand, Director Byrne makes a motion or rephrases the resolution that Director Byrne be transferred to the Department of Public Safety, and that the Director of Public Safety be transferred to the Department of Public Property. Is there a second to that motion or resolution?

There being no second I cannot put that resolution.

Commissioner Murphy: I am just wondering, Mr. Mayor, whether that is forgetting in the mind of Commissioner Byrne the status of the previous action when it was referred to the conference. I mean, the resolution that was introduced and referred to the conference that was to be held. Now, of course, to me that seems like proper procedure to let that stand right the way it is.

Mayor Ellenstein: Well, that is a matter for Director Byrne to decide. As a member of the Board of Commissioners he may offer a motion or resolution at any time irrespective of what the prior action of the Board has been.

Commissioner Murphy: That is all right, but I am just wondering whether it is his intent of wanting to withdraw his resolution entirely even away from the conference.

Mayor Ellenstein: Well, there is the official action that the resolution be referred to conference.

Commissioner Byrne: That really stands?

Mayor Ellenstein: Yes.

Commissioner Murphy: Of course, if that stands I am satisfied with that action.

Mayor Ellenstein: That action has

not been abrogated, so that is the action as far as that is concerned. I might say in so far as the conference is concerned, I was uncertain, otherwise I would have given advance notice to the other commissioners — I was uncertain whether it would be necessary for me to go to Washington or not. I find that I won't have to this week-end. It is on a matter of grave importance to the City. I find now it won't be necessary for me to go. If Friday morning is convenient to the other commissioners we can meet at that conference. Now, it was my impression at the time that we were to meet at a round table and sit down and discuss the matter. I have no particular impressions on that point, but I think the practical thing to do would be for the Commission to sit down, either in the presence of representatives of the press, around a table to discuss this realistically and practically, either with representatives of the press present or not, entirely at the will of the City Commissioners. And if Friday is agreeable, the day after tomorrow, at 10:30, you can have it either in the Mayor's office or the outer office of the Department of Public Affairs. If that is agreeable to the other commissioner it can be discussed at that time. At that time you can decide whether you want it open to representatives of the press or whether you want to sit down and discuss it at a round table.

Commissioner Murphy: Personally, I had no intention, when I made the motion, I felt as though there should not be public interference like we have had at other conferences held here where people are getting up and interfering with discussion by the Commission. I have got no objection whether it is held here or down in Washington Park, as far as that goes. We can at least, anyhow, the four of us sit down and discuss the thing without any outside interference.

Mayor Ellenstein: I think that is the practical way of doing it.

Commissioner Byrne: Mr. Mayor, I would like to say the reason I felt I should re-introduce my resolution today is that I am not in accord with Director Murphy or with the other commissioners that this can wait. I mean particularly in that article of Director Murphy's, where he did not think it was so important that this department should be filled instantly, that it could wait a little while in view of the fact this investigation is now before the Grand Jury. I, however, feel that since this department personally has not been filled since the day we all took office in May, 1937, and there has been no active head supervising that department, I think it has gone long enough, that it should be filled and filled today. I thought it should have been filled last week. I thought it should have been filled before, but I did not want to take advantage of only three men present at the meeting when I thought perhaps I might have put it through with two votes out of three. But I reiterate today, I think this department should be filled. I do not agree with Director Murphy that the safety of our wives and children can wait a while longer, a few weeks longer while the investigation before the Grand Jury is on. I feel that the Police Department under the director of Safety, the Fire Department, under the Director of Public Safety, the Building Department under the Director of Public Safety, the Purchasing Department under the Director of Public Safety, that it is high time that there should be a responsible and active head before things get any worse. I maintain today the morale of the Police Department is at a low ebb. I think the Fire Department, with the danger of conflagration, should have an active responsible head watching it; I think the Building Department should have an active head watching it, and I think more so than ever the Purchasing Department should have some commissioner officially in charge of that department, because I maintain that department

is in worse shape today than it has been in some time. I ask most urgently and sincerely that that department be filled today. I think it is important that it should be done.

Commissioner Murphy: I want to say in answer, Mr. Mayor, I do not think anybody can question my sincerity in the matter, and I want to repeat what I said before. That I cannot — probably Commissioner Byrne can—I cannot, I haven't got that much intelligence that I can sit down on the impulse of the moment and turn around and act when I believe myself that there should be a reorganization of all the departments, and I believe that is the way to go about it. And I have got as much at heart the welfare and interest and safety of the children in the community as any other member of this Commission, because I have got some of my own.

I want to say that I personally do not see any great danger or any great reason why at this time that we should rush headlong into this. I do not think there is any great feeling amongst the citizens of Newark that the lives of their children, their sons and daughters, their homes, are in any great danger. In all honesty and fairness to the men that are in the department, while there may be spots here and there which may need changes the same as probably in other divisions, at the same time I believe that all in all there is no need of our getting all excited and all worked up about the safety of our children until such time as we can intelligently sit down and discuss the whole matter. And I personally feel that way.

Commissioner Byrne: I used the remark, "Safety of the children," because that is the remark you used in your paper. In view of the fact you have raised that question that it does not make any difference in two weeks, I think it should be filled now, because I think when you are bringing

before the Grand Jury today the heads of the Police Department to be investigated, in view of the fact of the discussion throughout the City on this matter, and I also reiterate particularly on account of the Fire Department. I do not think the Fire Department of the City of Newark with its many affiliations and ramifications, the signal department, automatic fire alarm department should exist without an active head. I think it is wrong because there hasn't been a head in this department actually for two years. And the voters of Newark elected a director to be head of that department and there hasn't been an active head of that department for two years and I maintain and insist that somebody be placed in there before it is too late. And it should be done today.

Mayor Ellenstein: That is news to me that there hasn't been an active head in the Fire Department. I do not think we ought to rush into this. And I know of cases where former directors of Public Safety have been away from their duties for as long as three or four weeks and the department functioned. The subordinates under the director in every department are men not only under Civil Service, but who have had a vast experience over a period of many years, in the proper functioning of the department. Director Duffy or no other director of Public Safety ever rushes out to a fire and holds the hose or assists the firemen or gives them any technical direction. That is all done by men who are experienced in their business.

Commissioner Byrne: It appears Commissioner Duffy passed upon disciplinary measures for men of the Police Department, and he could not have passed upon it because he was not on the payroll and was not here.

Mayor Ellenstein: That is all right. In the meantime we have an acting

director with all the power to supervise the subordinates under him, and nobody is suffering as a result of it, and it ought not to be used as a means or argument to rush into and select anybody or carry out the will of any one of the commissioners or more than one of the commissioners in order to fill the post. Of course, it is important; but I do not see that the Department of Public Safety is functioning any differently than it has in the past. Of course, we know about the investigation before the Grand Jury arising out of statements made by you, largely. Of course, if you know of any employee in the Department of Public Safety that is derelict in his duty it is your duty to bring it to the attention of this Commission for action by the commissioners. In the meantime, I want to remind that under Section 5 of the Walsh Act the Mayor is charged with supervising any department. So if the occasion arises and it is necessary I will have to carry out my duty as prescribed in the Walsh Act and supervise the department.

Commissioner Byrne: I think until his successor is appointed you should supervise it.

Mayor Ellenstein: In the meantime there isn't any resignation, and Mr. Cluesmann—

Commissioner Byrne: I maintain legally there is.

Mayor Ellenstein: You say there is, but there is none officially. In the meantime Mr. Cluesmann as Deputy Director is functioning in the place of Director Duffy, so there isn't any resignation. I do not see any imminent danger. I know Mr. John Keenan who has been employed by the City in the fire department over a period of many years, and I don't know of anybody more respected—

Commissioner Byrne: A good man.

Mayor Ellenstein: Yes, he is a

good man, I agree with you. At least, we are in accord on that. He, as I understand, administers the fire department. It is news to me that the fire department is without a head. The other men of the department of Public Safety are under the supervision of the Chief of Police, who in turn is responsible to Mr. Cluesmann temporarily, because he has been designated by this Commission to act in the place of Director Duffy. My own views are that the resignation should have been accepted and an effort should be made as quickly as possible to fill the vacancy. Still, when Director Murphy offered that motion or resolution to hold it up for two weeks, I saw no danger, and that is why I did not raise the question, because Mr. Cluesmann was acting in his absence.

Commissioner Byrne: Mr. Cluesmann was not here the whole time, he was away. He was assigned to remain here by Director Duffy so he was away at a convention at Kansas City.

Mayor Ellenstein: So are you away. We rely upon our subordinates in the various departments, and we rely upon them. And if they cannot be relied upon, then they have no place there. We saddle them with responsibility. I was away for four weeks last summer. In 1934 I was away on official business for six or eight weeks. I am told former mayors were away eight or nine months at a time and the departments functioned apparently all right and nobody made any claim of complaint about it.

Commissioner Byrne: It is my idea that a resignation exists, a vacancy exists. That is the opinion I have received legally, and I am standing on it. I may be wrong, but I think I am correct.

Commissioner Franklin: Until it has been accepted.

Commissioner Byrne: It has been accepted.

Commissioner Franklin: It has not.

Commissioner Byrne: I think automatically.

Mayor Ellenstein: There isn't any grave danger; nobody is in danger.

Commissioner Byrne: Why elect a fifth? Let us run with four commissioners.

Mayor Ellenstein: That is up to you. That depends on your judgment, because the Walsh Act says there should be five commissioners. That is the reason. Perhaps one commissioner or two or three could administer all departments. There is a move on to have one man administer it. Some cities have one man.

Commissioner Byrne: I maintain there is a vacancy existing, automatically the vacancy has become effective. And in line with that thought I will introduce a further resolution today. It might not be correct, but I think that it is, and I have been so advised legally.

Mayor Ellenstein: What is that resolution? Of course, you may introduce a resolution at any time you like. It is the opinion of the Law Department, as I understand, that no resignation exists that has not been accepted.

Commissioner Byrne: I maintain it exists and I accordingly introduce this resolution.

Mayor Ellenstein: May I ask who is the authority for that opinion? Who is the legal authority for that opinion? It might be of some value.

Commissioner Byrne: You have got a law department. Let them find out.

Mayor Ellenstein: They cannot find

out who is the authority for your opinion. It may be somebody whose standing is such in the legal profession of New Jersey that the Commission would want to override the opinion of the law department and accept that, if you were to divulge who the authority is for that legal opinion and the Commission can further consider it. If on the other hand you do not want to divulge it, that is your prerogative.

Commissioner Byrne: I wish you would read that resolution.

Mayor Ellenstein: You answer is, you want the resolution read, so I assume you do not want to divulge who the legal authority is for the opinion that a vacancy does exist, is that right?

(At the request of Director Byrne the City Clerk read a resolution appointing Thomas F. Guthrie, a Commissioner of the City of Newark.)

Mayor Ellenstein: Is Mr. O'Brien here? Are you prepared to give a legal opinion formally to the City Commission?

Mr. Schroeder: On what?

Mayor Ellenstein: On whether or not a vacancy exists.

Mr. Schroeder: I understood you to say before an opinion had been given.

Mayor Ellenstein: That is my understanding.

Mr. Schroeder: I was not consulted on that and I don't know a thing about it.

Mayor Ellenstein: I know you were not consulted, but I am asking you now.

Mr. Schroeder: I am not prepared, Mr. Mayor.

Mayor Ellenstein: Well, you know the details.

Mr. Schroeder: I can find out from Mr. Ward or someone else in the department. He may have gone into it. Or Mr. O'Brien. I would not want to give a curbstone opinion because I think it is a rather intricate problem and I haven't gone into it.

Mayor Ellenstein: We ought to have an opinion from somebody. I do not see it is so complicated. It seems to me a very elementary question that could be very easily determined as to whether or not a vacancy exists. A resignation has been submitted; a motion made, seconded and carried by a majority of the Commission that action be deferred for two weeks. Those are all the facts.

Mr. Schroeder: I know the history, but I think there is a problem involved whether the resignation dates from its creation.

Mayor Ellenstein: Do you know anything about that?

Mr. Schroeder: Director Duffy has said—

Mayor Ellenstein: I will entertain a motion that this be deferred until we get a legal opinion from the Law Department as to whether a vacancy does exist. I think that is the best way to deal with it, don't you?

Mr. Schroeder I do.

Commissioner Murphy: Does it mention under what section of the law?

Mayor Ellenstein: That action on this resolution be deferred until the City Commission receives a legal opinion from the Law Department to determine whether or not the vacancy exists.

Commissioner Byrne: I cannot get a second on my motion, is that it?

Mayor Ellenstein: There is no second.

Commissioner Byrne: Then give me back the resolution.

Mayor Ellenstein: I will entertain such a motion, if anybody will make it, so as to keep the record straight, in the face of what Mr. Schroeder says.

Commissioner Byrne: Can I have that other resolution, too?

The City Clerk: It is referred to conference.

Commissioner Byrne: I want it back.

Mayor Ellenstein: You cannot take it back.

Commissioner Byrne: Why not?

Mayor Ellenstein: Because when action is taken and the Board decides it be referred to some other department or the City Clerk, it rests there. It isn't your property, it is the City's property.

The City Clerk: It has been delivered.

Mayor Ellenstein: I will entertain a motion that action on this resolution as presented by Director Byrne—

The City Clerk: I haven't got it.

Mayor Ellenstein: That that be suspended until we receive a legal opinion from the Law Department as to whether a vacancy exists in the department of Public Safety—a vacancy for Commission exists in the official body of the city.

Commissioner Murphy: The only thing I got there, Mr. Mayor, the thought in mind is, is this thing to delay our action in going ahead?

Mayor Ellenstein: No

Commissioner Murphy: In other words, how long is it going to take us to get an opinion from the Law Department?

Mayor Ellenstein: I don't know how long.

Commissioner Murphy: To be presented to the conference to be held on Friday.

Commissioner Franklin: I should think they would be able to have an opinion by Friday morning when we sit down.

Mayor Ellenstein: The motion will be that this opinion be submitted to the Commission some time before Friday morning at 10:30.

Commissioner Franklin: I will so move you.

Commissioner Murphy: That is O. K.

Mayor Ellenstein: Do you second that motion?

Commissioner Murphy: Yes, I second that motion.

Mayor Ellenstein: All in favor of the motion that the resolution as introduced by Director Byrne be deferred until a legal opinion is obtained from the Law Department to determine whether a vacancy exists through the resignation of Director Duffy, which has not been acted upon by the City Commission, and that that opinion be submitted to each one of the Commissioners some time before Friday at 10:30 A. M. next, will signify by saying aye, contrary no; the Clerk will call the roll.

The roll being called, the motion was declared adopted by the following votes:

Yeas Commissioners Franklin,
Murphy, Mayor Ellenstein.

Nay: Commissioner Byrne.

(At this time Commissioner Byrne
left the meeting.)

Commissioner Franklin offered the
following resolution:

WHEREAS, on an appeal to the
Board of Adjustment from the ruling
of the Zoning Enforcement Officer
the said Board, after having consid-
ered the same, recommended in writ-
tered the same, recommended in writ-
ing to the Board of Commissioners of
the City of Newark that the follow-
ing structure or use be allowed:

Application of Charles F. Babins,
Jr. (Charles J. Wilderotter, owner);
for the addition of a lubritorium
and automobile laundry to present
gasoline station in a 1st business
district; premises 774-780 Sandford
Avenue; same to be constructed
and operated in conformity with the
rules of the Board of Adjustment;
such use to be limited to the pe-
riod ending eight years from date
hereof;

AND the matter having been con-
sidered by this Board;

IT IS RESOLVED, by the Board of
Commissioners of the City of New-
the Board of Adjustment be and the
same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any per-
son who desires to be heard in oppo-
sition to this application?

Commissioner Franklin: I move we
concur in the recommendation of the
Board of Adjustment.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,

Murphy, Mayor Ellenstein.

The following communication was
presented and read:

Board of Adjustment
Newark, N. J., June 27, 1939.

The Board of Commissioners
of the City of Newark.
Honorable Sirs:

At a meeting of the Board of Ad-
justment held this day resolutions
were adopted recommending to your
Honorable Body, in accordance with
Section 9, Chapter 274, P. L. 1928 (40;
55-39 Revised Statutes of 1937) that
the following applications for vari-
ances from the terms of the Zoning
Ordinance be allowed:

313-315 New Street; William A.
Weisman, owner; in a 1st indus-
trial district the alteration of pub-
lic garage and construction of gaso-
line station; on condition that the
recommendations set down by the
Traffic Division be adhered to re-
garding the entrance and exit, that
the sale or display of automobile
be prohibited in the area approved
for the gasoline station, that all
signs be subject to the approval of
the Board of Adjustment, the said
station to be constructed and oper-
ated in conformity with the rules
of the said Board; such use to be
limited to the period of eight years;

*175-179 Washington Street, (7-
35 Plum Street and 244-246 Plane
Street); Mid-Town Parking Co.,
Inc.; renewal of permit for auto-
mobile parking station; such use to
be limited to the period of one year
ending July 14, 1940;

448 South Fifteenth Street; Lucia
Lombardino; in a 3rd residence dis-
trict the conversion of garage into
bakery shop; on condition that the
products of the bakery be sold at
retail only;

*222-226 Halsey Street; Schubert

Parking Co.; renewal of permit for two stationery gasoline pumps; such use to be limited to the period of one year ending June 2, 1940;

*14 Brookdale Avenue; Ralph Petillo, owner; renewal of permit for retail ice depot; such use to be limited to the period of two years ending June 13, 1941;

72-76 Quitman Street; Dorothy Katowitz, owner; in a 1st business district an extension to present garage;

108-112 Academy Street; W. Cyrill Davis; renewal of permit for automobile parking station; such use to be limited to the period of one year ending July 18, 1940;

9-13 Bleeker Street; Joseph Menza; renewal of permit for automobile parking station; such use to be limited to the period of one year ending July 17, 1940;

*194 Bloomfield Avenue; Solomon Rachal; renewal of permit for two portable gasoline tanks; such use to be limited to the period of one year ending July 11, 1940.

Respectfully submitted,
Board of Adjustment.
R. B. Rankin,
Secretary.

(These matters to be heard by the Board of Commissioners at its meeting of June 28, 1939).

Received, copy to be sent to each Commissioner and further action postponed to July 5, 1939.

The City Clerk: Six of these are renewals and can be disposed of at this time a suspension of rules.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in these six matters.

Commissioner Franklin: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.
Commissioner Franklin offered the

following resolutions:

WHEREAS, on an appeal to the

Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Mid-Town Parking Co., Inc. (Stephen H. Plum Estate, owner); for the renewal of permit for automobile parking station; premises 175-179 Washington Street (7-35 Plum Street and 244-246 Flane Street); such use to be limited to the period of one year ending July 14, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of same are hereby approved.

Pearce R Franklin
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Schubert Parking Co. (Fidelity Union Trust Co., owner); for the renewal of permit for two stationary gasoline pumps; premises 222-226 Halsey Street; such use to be limited to the period of one year ending June 2, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the follow-

ing structure or use be allowed:

Application of Ralph Petille, owner; for the renewal of permit for a retail ice depot; premises 14 Brookdale Avenue; such use to be limited to the period of two years ending June 13, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of W. Cyril Davis (James F. Connorton, owner); for the renewal of permit for automobile parking station; premises 108-112 Academy Street; such use to be limited to the period of one year ending July 18, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of

Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin

M. Ellenstein

Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Joseph Menza (The National Commercial Title and Mortgage Guaranty Company, owner); for the renewal of permit for automobile parking station; premises 9-13 Bleeker Street; such use to be limited to the period of one year ending July 17, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin

M. Ellenstein

Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Solomon Raschal (Luigi Miele, owner); for the renewal of permit for two portable gasoline tanks; premises 194 Bloomfield Avenue; such use to be limited to the period of one year ending July 11, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin

M. Ellenstein

Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

The City Clerk: The applicant is

present requesting a suspension of the rules in a matter in which there were no objectors.

Mayor Ellenstein: I will entertain a motion that the rules be suspended.

Commissioner Murphy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Dorothy Katowitz, owner; for an extension to present garage in a 1st business district; premises 72-76 Quitman Street;
AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

ANNUAL REPORTS

The following Annual Report was received and ordered filed:

Department of Public Safety for the year 1938.

Commissioner Franklin: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN,
VINCENT J. MURPHY,
JOS. M. BYRNE, JR.,
PEARCE R. FRANKLIN,

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

MINUTES OF MEETINGS OF THE Board of Commissioners

July, 1939

Newark, N. J., July 5, 1939.

A regular meeting of the Board of Commissioners of The City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Daylight Saving Time.

Present: Commissioners Byrne, Franklin, Mayor Ellenstein.

Absent: Commissioner Duffy, Murphy.

The minutes of the meeting of June 28th, 1939, were read and approved.

The City Clerk presented "An Ordinance providing for the issuance of street improvement bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Franklin: I move further action on this ordinance be deferred one week.

Commissioner Byrne: I second the

motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of One Thousand Seven Dollars and Six Cents (\$1,007.06) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Public Outing	\$ 60.00
Director's Office	7.06
Board of Adjustment	186.00
Band Concerts	754.00
	<hr/>
	\$ 1,007.06

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Twenty-two Thousand, Six Hundred and One Dollar and Forty-four Cents (\$222,601.44) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from June 16th to 30th, 1939, inclusive, as follows:

Director's Office	\$ 604.16
License Division	714.57
Building Division	3,137.47
Electrical Division	2,009.48
First Criminal and Family Courts	1,083.32
Second Criminal Court	610.39
Third Criminal Court	354.16
Night Police Court	312.49
Department of Central Purchase	1,993.32
Fire Division	80,347.78
Police Division	131,434.30
	<hr/>
	\$222,601.44

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Ninety-eight Thousand, Eight Hundred Dollars and Ninety-two Cents (\$98,800.92) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works, for the last half of June, 1939, as follows:

Director's Office	\$ 1,566.65
Bureau of Health	23,290.47
City Hospital (WPA Project 5410-7)....	166.66

Newark City Hospital . .	23,225.17
Newark City Home	3,183.52
Bureau of Baths	5,108.31
Ivy Hill Power Plant	2,526.26
Convalescent Hospital	1,958.82
Newark City Alms House..	2,360.65
Outdoor Poor Department	2,159.98
Law Department	3,880.79
Board of Adjustment—	
Zoning	460.00
Emergency Relief—	
Administration	28,913.64
	<hr/>
	\$ 98,800.92

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Six Hundred Thirty-three Dollars and Thirty-seven Cents (\$633.37), be and the same is hereby appropriated to the City Treasurer, being the monthly payroll of the Department of Public Works, for the month of June, 1939, as follows:

United States Social Hygiene Fund	\$633.37
--	----------

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Eleven Thousand, Six Hundred Forty Dollars and Three Cents (\$11,645.03) be and the same is hereby appropriated

ed to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from June 16th to June 30th, 1939, as follows:

Director's Office	\$ 879.99
Smoke Abatement	154.16
Public Buildings	8,178.54
Weights and Measures	481.66
Printing and Stationery ..	65.00
Shade Tree	1,457.49
Public Buildings (City Owned Property)	219.80
W.P.A. Project 1485-7	208.33
	<hr/>
	\$ 11,645.03

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Two Hundred Thirty-four Dollars and Eighty Cents (\$3,234.80) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending June 28th and July 1st, 1939, as follows:

Shade Tree	\$ 1,978.80
Public Buildings	1,256.00
	<hr/>
	\$ 3,234.80

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Thirty-four Thousand Nine Hundred Seventy Dollars and Fifty-two Cents (\$34,970.52) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending June 28, 1939:

Newark Airport	\$ 2,573.05
Bureau of Motors	2,606.79
Bureau of Streets	1,631.23
Bureau of Sewers	831.74
House Sewer Connections..	493.48
Bureau of Street Cleaning	16,827.21
Street Construction	588.34
Bureau of Docks	726.00
Bureau of Water	8,692.68
	<hr/>
	\$ 34,970.52

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Forty-nine Thousand Two Hundred Forty-nine Dollars and Sixty-three Cents (\$49,249.63) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll,
period June 16th-June 30th, 1939,
both incl.:

Director's Office	\$ 1,439.57
-------------------------	-------------

Newark Airport	1,309.99
Bureau of Lighting	420.00
Bureau of Streets	3,108.28
Sidewalks	216.65
House Sewer Connections..	380.82
Bureau of Sewers	1,119.14
Bureau of Street Cleaning	4,227.41
Bureau of Surveys	3,034.16
Engineering Division	1,120.99
Bureau of Motors	1,927.63
Bureau of Water	19,228.23
Street Construction	2,915.79
Bureau of Docks	1,095.00
Newark Labor Relations	
Board	390.00
Sewer Construction	774.57
Airport Construction	1,515.00
Haynes Ave. Bridges—	
General Account	200.00
Haynes Avenue Bridge—	
W. P. A.	445.83
City Clerk	3,183.23
Elections	480.00
Swimming Pool Projects....	708.33
	<hr/>
	\$ 49,249.63

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Five Dollars and Seventy-five Cents (\$305.75) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Sewer Construction	
(WPA Project 6131-7)	\$123.75
Sewer Construction	
(WPA Project 4813-7)	70.00
Sewer Construction	
(WPA Project 4813-7)	112.00
	<hr/>
	\$305.75

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Seventeen Dollars and Nine Cents (\$417.09) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Planning (WPA Project 3558-7)	\$ 516.66
Toy Mending (WPA Project 5618-7) .....	.43
	<hr/>
	\$417.09

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-nine Dollars and Forty Cents (\$59.40) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Improvement Advertising	\$59.40
--------------------------------------	---------

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

WHEREAS, Louis W. Wolfson, and Nora Wolfson, his wife, of 32 Peach Tree Road, Maplewood, New Jersey, have made a claim against the City of Newark for damages arising when a coat worn by Nora Wolfson was damaged when it came in contact with a sharp edged waste paper can owned by the Department of Public Affairs of The City of Newark, on January 21, 1939; and,

WHEREAS, an investigation of this claim was made by the office of the Chief Engineer of the City of Newark, and an appraisal made of the damages to the said coat; and,

WHEREAS, the Chief Engineer of the City of Newark and the Law Department of the City of Newark concur in the fact that such claim be settled and adjusted amicably; and,

WHEREAS, the appraisal, a copy of which is attached, hereto, discloses a loss to Louis W. Wolfson and Nora Wolfson, his wife, in the amount of \$47.50; and,

WHEREAS, Louis W. Wolfson and Nora Wolfson has agreed to accept the sum of \$47.50 in full settlement and compromise of all claims of every nature arising in their favor; and,

WHEREAS, it is for the best interests of the City of Newark to satisfy the claim made by Louis W. Wolfson and Nora Wolfson:

NOW, THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark that the sum of \$47.50 be and the same is hereby appropriated to Louis W. Wolfson and Nora Wolfson, in full settlement and discharge of all claims

whatsoever arising out of the action hereinabove referred to; said sum to be paid upon receipt of proper releases, approved as to form by said Law Department.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, the Board of Commissioners of The City of Newark, on June 15, 1939, authorized Five Hundred Thousand Dollars (\$500,000) Emergency Bonds for relief work; and,

WHEREAS, as part of the relief work conducted by the municipality the City transports workers certified for relief to W. P. A. projects outside the City and also conducts sewing projects carried on with contribution from the State Financial Assistance Commission, and established as part of the municipal relief program; and,

WHEREAS, there is an emergency existing in the matter of funds for both projects and there is estimated that the bus transportation of workers will require Nine Thousand Dollars (\$9,000) for six months commencing July 1, 1939, and Twenty-one Thousand Six Hundred Dollars (\$21,600) additional for the sewing projects for same period; and,

WHEREAS, it is desired that aforesaid amounts be set up in separate accounts, as required by the State Financial Assistance Commission, and all of which is set forth in

communication from the Department of Public Works, attached hereto;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that out of the moneys received from the bonds issue as above mentioned, there shall be transferred the following amounts for the reasons hereinbefore set forth; to wit:

Bus Transportation for Relief Persons on W. P. A. Projects Outside City\$ 9,000.00
Sewing Projects 21,600.00
and the Director of Revenue and Finance be and he is hereby directed accordingly.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivery Dry Goods and Household Supplies for the Department of Public Works, and 2½" Crack-ed Stone for the Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, In accordance with the Law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Fuel Oil, for use in the various Departments of the City, therefore be it.

RESOLVED: By the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said Fuel Oil to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Board of Commissioners of the City of Newark and the City Clerk are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said Fuel Oil:

BURNS BROTHERS, Newark, N. J.
One (1) or more gallons No. 5 Fuel Oil, tank truck delivery @ .0335 gallon.

JOHN P. CALLAGHAN—
Harrison, N. J.

One (1) or more gallons No. 4 Fuel Oil, tank truck delivery @ .04375 gallon.

CITY COAL & FUEL OIL COMPANY—Newark, N. J.

One (1) or more gallons No. 2 Fuel Oil, tank truck delivery @ .0438 gallon.

One (1) or more gallons No. 3 Fuel Oil, tank truck delivery @ .0438 gallon

D. & L. OIL SALES COMPANY—
Newark, N. J.

One (1) or fore gallons No. 6 Fuel Oil, tank truck delivery @ .1169

per bbl. above N. Y. Harbor price, but not to exceed \$1.1669 per bbl. to December 31, 1939 — \$1.29 per bbl. from January 1, 1940 to June 30, 1940.

Note: The above awards cover all Departments excepting Revenue and Finance. Quantities shown on list on file in the Department of Central Purchase.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Groceries and Dairy Products; therefore be it

RESOLVED By the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said products to the City of Newark, be and the same hereby are awarded in the amounts set opposite their respective names, being the lowest formal bidders in response to public advertisement for sealed proposals, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said Groceries and Dairy Products:

Approximately

M. Augenblick & Bro.	\$4,260.77
DeBow & Company	1,023.96
H. C. Brill Company, Inc	291.70
John Galanella	475.60

S. Gumpert Co., Inc.	476.30
Herman Kussy Company	9,701.37
Monmouth Products Company	492.96

Wilkinson-Gaddie Company.. 3,568.28
All of the above for the Department of Public Works.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the salary of Nicholas Coklyat, Stationery Fireman, at the Newark City Home, Department of Public Works, be and the same is hereby increased from \$2,635 per annum, with full maintenance to \$3,000 per annum, without maintenance, effective July 1, 1939. This is in accordance with the Union Scale of wage.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the salary of Edward Ross, Porter, at the Convalescent Hospital, Department of Public Works, be and the same is hereby adjusted from \$804 per annum, for sleeping in to \$900. per annum, for sleeping out, effective July 1, 1939.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED: By the Board of Commissioners of the City of Newark, that the following changes appearing in the payrolls of the Department of Parks and Public Property for the first half of July, 1939, and for weeks ending July 5th and July 12th, 1939, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS:

Fred L. Kramel, Engineer and Fireman, granted his annual two weeks vacation, with pay, commencing July 1st, 1939.

Patrick Clossick, temporarily appointed Stationery Engineer, at a salary of \$3,180.00 per annum, effective July 1st, 1939. Mr. Clossick has been appointed for vacation relief.

Matthew O'Brien, temporarily appointed Watchman, at a salary of \$1,200.00 per annum, effective July 1st, 1939. Mr. O'Brien has been appointed for vacation relief.

SHADE TREE:

Charles Moss, Laborer, granted his annual one week vacation, with pay, commencing July 3rd, 1939.

William M. Kennedy, Laborer-Tree Climbing, granted his annual one week vacation, with pay, commencing July 10th, 1939.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, by virtue of an Act of the Legislature there has been organized in The City of Newark a local assistance board, known as the Newark Municipal Assistance Board; and

WHEREAS, the Honorable Meyer C. Ellenstein, Mayor of The City of Newark, has appointed the following named persons for a period of one year from June 29, 1939, and to expire on June 29, 1940, to wit:

Pearce R. Franklin
Albert F. Jacques
Victor D. Lindeman
Dr. William L. Tucker
Mrs. Thomas J. Smith

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the appointments made by the Mayor of the following named persons, to wit:

Pearce R. Franklin
Albert F. Jacques
Victor D. Lindeman
Dr. William L. Tucker
Mrs. Thomas J. Smith

each of whom is appointed for the term of one year as a member of the aforesaid Newark Municipal Assistance Board, be and the same are hereby approved.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

RESOLVED, that the sum of One hundred thirty-six dollars (\$136.00) be and the same is hereby appropriated to Joseph Sonabend for overtime work June 2, 5, 6, 8, 9, 10, 12, 13, 14, 15, 16, 17, 19, 20, 21, 22, 23, 24, 25, 28, 29, 30.

This overtime work was necessary because of the licensing period for renewals of all liquor licenses and was work done after the regular hours, and on Saturday afternoons and Sundays.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs, is causing to be filed with the National Youth Administration project application No. 92-3E-41 to provide parttime employment for 124 youths between 18 to 25 years of age, to be taken from the relief rolls of the City upon a workshop project located at 441 Chestnut Street, Newark, making new and repairing old furniture and recreational equipment; the youth workers employed will receive valuable training and work experience in the use of hand tools, power tools, painting and finishing methods, sign painting and poster making; and

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$40,012.00 is contingent upon the expenditure of \$6,300.00 by the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the Director of the Department of Public Affairs be and is hereby authorized to expend the sum of \$6,300.00 for the purpose aforesaid.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs, is causing to be filed with the National Youth Administration project application No. 96-3-37 to provide parttime employment for 93 youths between 18 to 25 years of age, to be taken from the relief rolls of the City upon a recreational leadership work project rendering assistance at 48 community centers and playgrounds in Newark; the workers employed will receive valuable training and work experience as score keepers, time keepers, referees, umpires, play leads and playground supervisors; and

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$27,600.00 is contingent upon the expenditure of \$1,160.00 by the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$1,160.00 for the purpose aforesaid.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, Pearce R. Franklin, Director of the Department of Public Works, is causing to be filed with the National Youth Administration project application No. 94-3E-19 to provide parttime employment for 31 youths between 18 to 25 years of age, to be taken from the relief rolls of the City, upon a building construction work project on municipally owned property at the city Potter's Field Cemetery, Newark; a single story structure 24 feet in length and 10 feet in width will be constructed of concrete block and will be used as a city morgue building and caretaker's office; a stone archway will also be constructed at the entrance to the cemetery. The youth workers employed will receive valuable training and work experience in carpentry farm building, concrete mixing, pouring and finishing, masonry and other phases of building construction work including the installation of plumbing fixtures, connection of water and sewage mains and electrical wiring; and

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$4,784.00 is contingent upon the expenditure of \$650.00 by the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Work be and he is hereby authorized to expend the sum of \$650.00 for the purpose aforesaid.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs, is causing to be filed with the National Youth Administration project application No. 93-3E-61 to provide parttime employment for 31 youths between 18 to 25 years of age, to be taken from the relief rolls of the City upon a nursery school assistance work project furnishing aid to seven day nursery schools in the City of Newark, who will obtain valuable training and work experience in child care, dietetics, first aid and nursery school methods; and

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$9,223.00 is contingent upon the expenditure of \$550.00 by the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and is hereby authorized to expend the sum of \$550.00 for the purpose aforesaid.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs, is causing to be filed with

the National Youth Administration project application No. 91-3E-42 to provide parttime employment for 124 youths between 18 to 25 years of age, to be taken from the relief rolls of the City upon a sewing work project located at 441 Chestnut Street, Newark, to make new and repair old garments for free distribution to the needy, and fake surgical packs and dressings for hospitals and agencies; the youth workers employed will receive valuable training and work experience in pattern making, cutting, dressmaking, general sewing, surgical pack and dressing making and various handicraft activities, including instruction and training in the subjects of home making, cooking, economical marketing and dietetics; and

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$40,132.00 is contingent upon the expenditure of \$2,000.00 by the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$2,000.00 for the purpose aforesaid.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

The following communication was received and read:

City of Newark, New Jersey
June 16th, 1939.

To the Board of Commissioners
of The City of Newark, N. J.
Gentlemen:

I hereby tender my resignation as City Commissioner of the City of Newark, N. J., effective Wednesday, June 21st, 1939.

Although I have had this action in mind for a long period I have put it off from time to time for various reasons, one of them being that I did not want to quit under fire. However, I have been exonerated of the charges against me, the budget for the Department of Public Safety has been set up and the time has come when I am compelled, by order of my physician, to decide between remaining in public life or suffering a complete physical breakdown.

I have, in all my years in public office, always performed my duties to the best of my ability, having in mind, despite adverse criticism, the best interests of Newark, my native city.

It is with a feeling of deep regret that I am leaving the scene of my official life, but I shall always carry with me the knowledge that the citizens have twice honored me with elective office, for which I am truly thankful.

I shall never forget the many friends I have had in my official life, and I cannot speak too highly of the members of my so-called "cabinet" who have given loyal and conscientious service to the City of Newark.

I wish to express my appreciation to my colleagues on the City Commission, to the gentlemen of the Press and to the various sincere civic groups who have made my burden lighter by their unselfish support for the many innovations in the Department of Public Safety which were initiated by me, such as the Radio and Emergency Division and the Police and Fire Training Academy.

Sincerely yours,

M. P. Duffy,
Director, Department of Public
Safety.

Commissioner Byrne. I move action on this resignation be deferred for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, on June 21, 1939, the Board of Commissioners of The City of Newark passed resolution No. 5077, which resolution provided for the leasing of the top floor of the Centre Market to the Casey Jones School of Aeronautics, Inc., the said lease to start September 15, 1939; and

WHEREAS, the Casey Jones School of Aeronautics, Inc. has requested that the starting date of the lease be changed to August 25, 1939; and

WHEREAS, by reason of the large amount of repairs that are necessary to put the premises in proper condition for use by the Casey Jones School of Aeronautics, Inc., the Casey Jones School of Aeronautics, Inc., has requested additional time for the making of said repairs; and

WHEREAS, the Director of the Department of Parks and Public Property is agreeable to the changes requested by the Casey Jones School of Aeronautics, Inc.;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the following changes be made in the lease to be executed between The City of Newark and the Casey Jones School of Aeronautics, Inc.;

Paragraph 2 to be changed to read as follows:

"TO HAVE AND TO HOLD the

said above-mentioned premises unto the said tenant, for and during the full term of three years, beginning on the twenty-fifth day of August, 1939, and ending at midnight on the twenty fourth day of August, 1942, unless the term is earlier terminated as hereinafter provided, said tenant rendering and paying the rent therefor to the said City, it successors and assigns, and yielding possession as hereinafter provided."

Paragraph 3 to be changed to read as follows:

"The tenant, in consideration of the leasing of the premises afore-said by the City, does hereby covenant and agree to and with the said City to pay to the said City the sum of Thirty-six thousand dollars (\$36,000.) as rent for the said term of three years, payable in equal monthly installments of One thousand dollars (\$1,000) each in advance upon the twenty-fifth day of each and every month during the said term."

Paragraph 13 is changed to read as follows:

"It is expressly understood between the parties hereto that the tenant shall have the privilege of entering into and upon the said premises on and after July 15, 1939, for the purpose of making such repairs and alterations as may be necessary in connection with the conduct and operation of its said business, provided, however, that any and all such alterations or repairs shall be made only with the written consent of the Director of the Department of Parks and Public Property."

Paragraph 14 is changed to read as follows:

"The tenancy, unless sooner terminated as herein provided, shall terminate on the twenty-fourth day

of August, 1942, without notice on the part of the City to the tenant and the tenant will vacate and surrender possession at the expiration of the term demised, or sooner termination as provided herein."

AND BE IT FURTHER RESOLVED, that the Director of the Department of Parks and Public Property and the City Clerk be and they are hereby authorized and empowered to sign the lease as amended hereby.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of William A. Weisman, owner; for the alteration of public garage and construction of gasoline station in a 1st industrial district; premises 313-315 New Street; on condition that the recommendations set down by the Traffic Division be adhered to regarding the entrance and exit, that the sale or display of automobiles be prohibited in the area approved for the gasoline station, that all signs be subject to the approval of the Board of Adjustment, the said station to be constructed and operated in conformity with the rules of the said Board; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Were there any objectors?

Mr. Rankin: There were, but with the conditions we put on they were satisfied.

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Lucia Lombardino, owner; for the conversion of garage into bakery shop in a 3rd residence district; premises 448 South Fifteenth Street; on condition that the products of the bakery be sold at retail only;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of New-

ark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Abstract of ratables and exemptions in the County of Essex for the year 1939, signed by Zenas G. Crane, County Treasurer, was received and referred to Director Murphy, Department of Revenue and Finance.

The following communication was received and read:

Board of Education
Newark, N. J., July 1, 1939.

Board of Commissioners of
The City of Newark,
City Hall,
Newark, New Jersey.

Gentlemen:

At the organization meeting of the Board of Education for the year 1939-1940 held Saturday, July 1, 1939, the following resolution was adopted:

"RESOLVED, that Samuel Roessler, President, and Frank Cozzolino, Vice-President, be and they hereby are appointed members of the Board of School Estimate and that the Secretary be directed to notify the Board of Commissioners of the City of New-

ark of this action of the Board."
Your truly,

Alfred H. Krick,
Executive Secretary.

Order filed.

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
JOS. M. BYRNE, JR.
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., July 12, 1939.

A regular meeting of the Board of Commissioners of The City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Daylight Saving Time.

Present: Commissioners Byrne, Franklin, Murphy.

Absent: Commissioner Duffy, Mayor Ellenstein.

Commissioner Murphy, presiding.
The minutes of meeting of July 5th, 1939 were read and approved.

The City Clerk presented An Ordinance providing for the issuance of \$80,000 Equipment Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in

ark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Abstract of ratables and exemptions in the County of Essex for the year 1939, signed by Zenas G. Crane, County Treasurer, was received and referred to Director Murphy, Department of Revenue and Finance.

The following communication was received and read:

Board of Education
Newark, N. J., July 1, 1939.

Board of Commissioners of
The City of Newark,
City Hall,
Newark, New Jersey.

Gentlemen:

At the organization meeting of the Board of Education for the year 1939-1940 held Saturday, July 1, 1939, the following resolution was adopted:

"RESOLVED, that Samuel Roessler, President, and Frank Cozzolino, Vice-President, be and they hereby are appointed members of the Board of School Estimate and that the Secretary be directed to notify the Board of Commissioners of the City of New-

ark of this action of the Board."

Your truly,

Alfred H. Krick,
Executive Secretary.

Order filed.

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
JOS. M. BYRNE, JR.
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., July 12, 1939.

A regular meeting of the Board of Commissioners of The City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Daylight Saving Time.

Present: Commissioners Byrne, Franklin, Murphy.

Absent: Commissioner Duffy, Mayor Ellenstein.

Commissioner Murphy, presiding.
The minutes of meeting of July 5th, 1939 were read and approved.

The City Clerk presented An Ordinance providing for the issuance of \$80,000 Equipment Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in

anticipation of the issuance of such bonds, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Franklin: In view of the fact there are only three Commissioners and that any bond ordinance requires four signatures, I move action on this ordinance be deferred one week.

Commissioner Byrne: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

The City Clerk presented An Ordinance providing for the issuance of street improvement bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Franklin: I move the same course for the same reason.

Commissioner Byrne: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

The City Clerk presented An Ordinance to amend an ordinance entitled "Zoning Ordinance of The City of Newark," adopted January 8, 1930, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing

Acting Mayor Murphy: This ordinance to amend an ordinance entitled "Zoning Ordinance of the City of Newark," amending Section 6 is on second reading. Is there anybody who desires to be heard, those opposed to the ordinance and those in favor both. Those opposed will kindly step forward.

Mr. Joel Schlesinger: Mr. Mayor and Commissioners, I am representing the Real Estate Board of Newark this morning, and it was only brought to our attention on Thursday last, this ordinance, and we would like to request you gentlemen to postpone adoption of this ordinance for a week, or two weeks, if possible, so that we may study it further. We do not know whether it is a beneficial act or detrimental act. Some of our members feel it is beneficial, some don't, and we would like to have the opportunity of going into it in further detail so we can come back to you with a proper recommendation, and for that reason I would like to ask you gentlemen to defer action on it until we have had time to properly study it.

Acting Mayor Murphy: There is a request from the Real Estate Board to lay this ordinance over for a period of two weeks before action is taken. Is there anybody who desires to appear before the Commission who is opposed to deferring action on this ordinance?

Mr. Michael Chanalís: I represent the Howard Savings Institution which is the mortgagee in possession of premises adjoining a certain piece of property that this ordinance would affect, and I am opposed to a postponement. In the first place, we have here over a hundred citizens. The ordinance has been advertised for a period of thirty days and the Real Estate Board has had ample opportunity. I don't know that the Board here has to ask for an opinion from

the Real Estate Board, but it seems to me that there is a large group of citizens ready here in favor of this ordinance that has been introduced by this Commission, and it seems to me that there should be no further delay. The Real Estate Board has had ample time. If they have not seen this ordinance, their Committees that should watch out for these things have been negligent, and I don't think the citizens of The City of Newark should suffer through their neglect. I strenuously oppose a postponement and I can speak for this large group of citizens that I represent with Mr. D'Aloia in opposition to this adjournment.

Acting Mayor Murphy: Is there anybody else who desires to speak?

Mr. J. Victor D'Aloia: Mr. Mayor, I represent all these ladies and gentlemen who live in the immediate neighborhood of a particular plot of ground that will be affected by what the Commission does with reference to this ordinance. These people are residents of Newark and have been for almost half a century. Most of them are doctors, and they have had their offices there, own a piece of property where their offices are located between Park Avenue and the avenue south on Roseville Avenue.

Now, there has been filed with your Building Department a set of plans, and by reason of their protest the permit to build on that corner has been held up by the Superintendent of Buildings in deference to the wishes of these residents and property owners, and this ordinance was prepared to cover this particular situation.

Now, we are anxious to have the ordinance passed because these plans call for the erection of what is known as a Red Tower hamburger steak all-night establishment; and down further three blocks from the corner of the subway corner of Park Avenue

you will see what the establishment has done to the neighborhood, congestion of traffic, all night mob, business twenty-four hours a day, and these ladies and gentlemen do not want that same condition established at the corner of Roseville and Park Avenue. So this ordinance affects their well being, it affects their economic position, it affects also their happiness and health, and they are anxious to preserve to Newark what small area we have for residential purposes. Industry is not coming here; residential sections are being used absolutely for business purposes. We will go back to the same condition we were in in 1774 if this thing keeps up. So it is the preservation of the economic rights of these people and their health and happiness and also to preserve what is left in Newark of residential sections. So we ask for a favorable vote.

I have here doctors, ministers and laymen who own property there. They are willing to stand up and say to you gentlemen that they desire action now, because if this permit is issued and this erection begins, we might be faced with some legal obstacles. But if the ordinance is passed today—

Commissioner Byrne: You mean amendment?

Mr. D'Aloia: It is called an ordinance amending another ordinance. If this amendment is passed today we will have no trouble whatsoever in preventing this residential section from being despoiled.

Acting Mayor Murphy: I would like to say I know the section pretty well myself, and I don't mind saying insofar as I am concerned—I don't know about the other members of the Commission—that there should not be that kind of a business established on that particular corner.

Mr. D'Aloia: I am glad to hear you

say that, Mr. Mayor; so are my clients.

Acting Mayor Murphy: The only question involved, I asked Corporation Counsel O'Brien for an interpretation with reference to all grocery dealers and storekeepers and so forth in the future, would it be necessary for them to appear before the Zoning Board each year and file an application to continue their store in their present location?

Mr. O'Brien: You mean because of the yearly license?

Acting Mayor Murphy: That is right.

Mr. O'Brien: I think anybody who has a store which comes under the terms of this would be entitled to the continuance of it. Of course, these zoning questions entail a great many intricate questions of law; there are many angles there; that you would be in the nature of a non-conforming use if anybody is in there now. But so far as licensing, that is merely a health regulation from the standpoint of health conditions. I may be wrong, but that is my recollection of it. If that be so, I don't think that could be considered to be permission to engage in business, therefore, the non-conforming use would apply to persons now engaged in that business. It would not apply to persons along that line. In other words, I do not think it would affect any of the persons who might now be conducting their restaurant business which could be in an area described in the ordinance.

Mr. D'Aloia: Mr. Mayor, the effect of the ordinance is merely to keep this sort of business from the fringe of the business zone, not the center of the business zone, but it simply helps residential districts which are within 150 feet so that this kind of a nuisance cannot be established.

Acting Mayor Murphy: What I am trying to find out is how it is going to affect many storekeepers throughout the city each year.

Mr. D'Aloia: I do not think it will affect those who are established at all.

Mr. O'Brien: The yearly license is not a use license but a regulation license.

Acting Mayor Murphy: I think it goes further than just the health end of it.

There being no one else to be heard, Mr. Byrne moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

Commissioner Byrne moved that that following ordinance be taken up on second reading:

An Ordinance to amend an ordinance entitled "Zoning Ordinance of The City of Newark," adopted January 8, 1930.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

Commissioner Byrne moved that the following ordinance be taken up on second reading:

An Ordinance to amend an ordinance entitled "Zoning Ordinance of The City of Newark," adopted January 8, 1930.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

The Clerk then read the ordinance by sections:

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Byrne moved that the ordinance be adopted on the second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Commissioner Byrne moved that the ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Commissioner Byrne moved that that ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Commissioner Byrne moved that

the title of "An Ordinance to amend an ordinance entitled 'Zoning Ordinance of The City of Newark,'" adopted January 8, 1930, be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

The Clerk then read the title of the ordinance as follows:

An Ordinance to amend an ordinance entitled "Zoning Ordinance of The City of Newark," adopted January 8, 1930.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Acting Mayor Murphy offered the following resolutions:

RESOLVED, That the sum of Four Thousand Nine Hundred Thirty-one Dollars and Ninety-seven Cents (\$4,931.97) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 679.38
Comptroller's Office	106.10
Auditor's Office	28.24
Treasurer's Office	11.83
Tax Receiver	2,079.69
Tax Board	360.08
Personal Tax Arrears	22.82
Assessments Local Improvements	5.29
District Courts	182.05

Reserve for Overpayment	
Tax Receiver's Office	66.97
Fiscal Agent	1,369.52
Miscellaneous Revenue —	
Fines Magistrates—Po-	
lice Court	20.00
	<hr/>
	\$ 4,931.97

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

RESOLVED, That the sum of Ninety-eight Dollars and Eight Cents (\$98.08) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve for Liabilities	
W. P. A. Tax Revalua-	
tion Project 5406-7	\$ 98.08

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

RESOLVED, That the sum of Six Hundred Fifty-three Dollars and Seventy-two Cents (\$653.72) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the overtime payroll of the Tax Receiver's Office in connection with 1939 Tax Sale, from May 5th to June 27th, 1939:

Tax Sale	\$653.72
----------------	----------

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

RESOLVED, That the sum of Twenty-two Thousand Nine Hundred Four Dollars and Nineteen Cents (\$22,904.19) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance from June 16th to June 30, 1939, as follows:

Director's Office	\$ 1,341.65
Comptroller's Office	2,717.84
Auditor's Office	2,257.50
Treasurer's Office	1,090.37
Board of Assessment and	
Revision of Taxes	6,905.89
W. P. A. Tax Revaluation	
Project 5406-7	208.33
Receiver of Taxes	3,719.85
Arrears Personal Taxes ...	1,501.98
Board of Assessment for	
Local Improvements	869.98
First District Court	1,179.16
Second District Court	1,111.64
	<hr/>
	\$ 22,904.19

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

RESOLVED, That the sum of One Thousand Three Hundred Fifteen Dollars and Twenty-two Cents (\$1,315.22) be and the same is hereby appropriated to persons named on the

annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:
Reserve for Overpayments

Comptroller's Office	\$ 1,038.44
1939 Taxes	276.78
	<hr/>
	\$ 1,315.22

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED, That the sum of Fifty Thousand Dollars (\$50,000.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:
Fire and Police Pension
Fund\$50,000.00

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED, That the sum of Eight Thousand One Hundred Seventy-nine Dollars and Seventy-three Cents (\$8,179.73) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance, as follows:
Remission—Prior Years
Taxes\$8,179.73

Vincent J. Murphy

Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED, That the sum of Five Thousand Dollars (\$5,000.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Resolution No. 4010, adopted December 27th, 1938, authorized John A. Matthews, Counsellor-at-Law, to be engaged as Special Counsel, to sustain the assessments of the City of Newark for a fee not to exceed Five Thousand Dollars (\$5,000.00)

Tax Board\$ 5,000.00

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

dred Fifty-five Dollars and Six Cents (\$27,555.05) be and the same is hereby appropriated to the persons named
RESOLVED, That the sum of Twenty-seven Thousand, Five Hundred on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Police Division	\$ 16,659.52
Police Division (WPA)	1,568.74
Fire Division	7,364.55
Fire Division (WPA)	1,129.64
License Division	50.72

Building Division	49.23
Electrical Division	132.02
Director's Office	15.00
Department of Central	
Purchase	91.21
Municipal Board of Alco-	
holic Beverage Control..	494.43
	<hr/>
	\$ 27,555.06

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

Commissioner Franklin offered the following resolution:

RESOLVED, That the sum of Six Thousand, Four Hundred Eighty-eight Dollars and Thirty-one Cents (\$6,488.31), be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Alms House \$	4,773.22
Band Concerts	725.00
Board of Adjustment	174.40
Newark City Hospital	815.69
	<hr/>
	\$ 6,488.31

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

Commissioner Byrne offered the following resolutions:

RESOLVED: By the Board of Commissioners of the City of Newark that the sum of Three Thousand, Sixty-six

Dollars and Fifty-six Cents (\$3,066.56) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending July 5th and July 8th, 1939, as follows:

Shade Tree	\$ 1,794.56
Public Buildings	1,272.00
	<hr/>
	\$ 3,066.56

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

RESOLVED, That the sum of Six Hundred Twenty-two Dollars and Forty-six Cents (\$622.46) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Director's Office	\$ 29.62
Printing and Stationery	510.67
Public Buildings .....	.62
Smoke Abatement	10.00
W. P. A. Project 1485-7....	70.01
Weights and Measures	1.54
	<hr/>
	\$ 622.46

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

Acting Mayor Murphy offered the following resolutions:

RESOLVED, That the sum of Forty-nine Thousand Two Hundred Eighty-five Dollars (\$49,285.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Public Affairs, as follows:

Free Library	\$ 39,285.00
Newark Museum	10,000.00
	<hr/>
	\$ 49,285.00

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED, That the sum of Thirty-nine Thousand, Four Hundred Thirty-eight Dollars and Eighty-five Cents (\$33,438.85) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, priod ending July 5, 1939:.....	
Newark Airport	\$ 2,482.55
Bureau of Motors	2,593.04
Bureau of Streets	1,254.54
Bureau of Sewers	848.93
House Sewer Connections..	478.88
Bureau of Street Cleaning	16,248.29
Street Construction	489.24
Bureau of Docks	726.00
Bureau of Water	8,317.38
	<hr/>
	\$ 33,438.85

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas. Commissioners B y r n e, Franklin, Murphy.

RESOLVED, That the sum of Forty-four Dollars (\$44.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$44.00
-------------	---------

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED, That the sum of Eight Hundred Forty-six Dollars and Thirty-five Cents (\$846.35) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$628.26
Newark World's Fair Committee (Contingent)	77.55
City Clerk	122.78
Newark Labor Relations Board	17.76
	<hr/>
	\$846.35

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED, That the sum of

Five Thousand, Six Hundred Two Dollars and Eighty-four Cents (\$5,602.84) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA	
Project 3531-7)	\$ 5,344.03
Street Construction (WPA	
Project 3531-7)	58.00
Sewer Construction (WPA	
Project 4813-7)	70.00
Sewer Construction (WPA	
Project 4813-7)	71.75
Sewer Construction (WPA	
Project 6131-7)	59.06
	<hr/>
	\$ 5,602.84

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED, That the sum of Seventeen Thousand, One Hundred Ninety-three Dollars and Twenty-three Cents (\$17,193.23) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Clerk's Office	\$ 199.00
Newark Airport	199.05
Doremus Avenue Bridge....	16,795.18
	<hr/>
	\$ 17,193.23

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED: That the sum of Two Thousand, One Hundred Ten Dollars and Fifty-five Cents (\$2,110.55) be and the same hereby is appropriated to persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction\$2,110.55

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

WHEREAS, Yarra Engineering Company, the owner of premises Nos. 103-122 Ludlow Street, and Nos. 977-083 Freelinghuysen Avenue, Newark, New Jersey, being known respectively as Block No. 3760, Lot No. 1, and Block No. 3760, Lot 59, consisting of lands and buildings, has petitioned the City of Newark for an apportionment of outstanding taxes; and

WHEREAS, upon investigation of the present market values, it has been determined by appraisal made by and for the City of Newark, that the value of the said lands and premises are \$15,500.00; and,

WHEREAS, the said owner has offered the amount of \$15,500.00 in full satisfaction of all taxes, interest, penalties and charges due and owing thereon; and,

WHEREAS, authority for settle-

ment is provided within Revised Statutes of 1937, 54: 4-99-102;

NOW, THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the said City does hereby make an adjustment of the taxes, interest charges and penalties outstanding and due to the City of Newark on the premises Nos. 102-122 Ludlow Street and Nos. 977,983 Frlinghuysen Avenue, owned by the Yarra Engineering Company, as provided for in and by virtue of R. S. 1937, 54: 4-99-102; and,

BE IT FURTHER RESOLVED, That the offer of the said Yarra Engineering Company, the owner of the said property to pay to the said The City of Newark the sum of \$15,500.00 in full satisfaction of all outstanding taxes, interest charges and penalties in the amount of \$16,414.69, be and the same is hereby accepted, it being established by appraisal that the present market value of the aforesaid premises is less than the amount due; and,

BE IT FURTHER RESOLVED, That the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to accept the said sum of \$15,000.00, in full satisfaction of all outstanding taxes, interest charges and penalties now due and owing to said City of Newark and to cancel the remainder thereof over and above the said sum of \$15,500.00.

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

WHEREAS, Aetna Realty Com-

pany, the owner of premises No. 280-288 Badger Avenue, Newark, New Jersey, being known as Block 2703, Lots 49-53, consisting of lands and buildings being mixed dwellings and factory building, has petitioned The City of Newark for an apportionment of the outstanding taxes; and,

WHEREAS, upon investigation of the present market values, it has been determined by appraisal made by and for the City of Newark, that the value of the said lands and premises are \$19,100.00; and,

WHEREAS, the said owner has offered the amount of \$19,100.00 in full satisfaction of all taxes, interest, penalties and charges due and owing thereon; and,

WHEREAS, authority for settlement is provided within Revised Statutes of 1937, 54:4-99-102;

NOW, THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the said City does hereby make an adjustment of the taxes, interest charges and penalties outstanding and due to the City of Newark on the premises 280-288 Badger Avenue, owned by the Aetna Realty Company, as provided for in and by virtue of R. S. 1937, 54:4-99-102; and,

BE IT FURTHER RESOLVED, That the offer of the said Aetna Realty Company, the owner of the said property to pay to the said The City of Newark the sum of \$19,100.00 in full satisfaction of all outstanding taxes, interest charges and penalties in the amount of \$24,202.15, be and the same is hereby accepted, it being established by appraisal that the present market value of the aforesaid premises is less than the amount due; and,

BE IT FURTHER RESOLVED, That the Director of the Department

of Revenue and Finance be and he is hereby authorized and directed to accept the said sum of \$19,100.00, in full satisfaction of all outstanding taxes, interest charges and penalties now due and owing to said City of Newark and to cancel the remainder thereof over and above the said sum of \$19,100.00.

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin Murphy.

WHEREAS, Elmer R. Dudley is an Honorably Discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1938;

WHEREAS, on October 1st, 1937, Elmer R. Dudley was the owner of record of premises known and designated as Block 2024, Lot 41-42, 32-34 Oxford Street, Newark, New Jersey, which was assessed at a valuation of \$5,300.00, tax \$244.83;

BE IT THEREFORE RESOLVED by the Board of Commissioners of the City of Newark that the said Elmer R. Dudley be granted exemption of \$500.00, tax \$23.05 for 1938, from the assessed valuation on his property known as Block 2024, Lot 41-42, 32-34 Oxford Street, Newark, and that the Receiver be and he is hereby authorized to rote said exemption upon his records.

Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin Murphy.

WHEREAS, Vincent Kolshorn, owner of the premises at 48-50 Synott Place, has made an application for adjustment of past due taxes and charges on aforesaid property for the reason that the market value is less than the amount of the tax, the value of the property not being more than Eleven Hundred Dollars (\$1,100.00); and,

WHEREAS, the municipality is authorized, under Chapter 70 of the Laws of 1933 (R. S. 54:4-99 and 54:4-100) to make an adjustment and settlement of taxes where the governing body is satisfied that the market value of the property in question is less than the amount of the taxes and charges; and,

WHEREAS, the Director of the Department of Revenue and Finance, upon receipt of said application, has caused an inquiry to be made into the value of the aforesaid property and has received from B. K. Judge, an appraiser, an opinion that the fair value of this property is \$1,020.00; and,

WHEREAS, the said application is attached hereto, together with the appraisal made by Mr. Judge, both of which are made part hereof, and the Director of the Department of Revenue and Finance has recommended to the governing body that the settlement be made for the sum of Eleven Hundred Dollars (\$1,000.00);

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of Revenue and Finance be and is hereby authorized to accept the sum of Eleven Hundred Dollars (\$1,100.00) in settlement of all past due taxes, assessments, and other municipal charges, amounting to the sum of Three Hundred Fifty-eight Dollars and Twenty-three Cents (\$3,058.23), with interest thereon from May 20,

1939, and is authorized to make settlement in accordance with the provisions of the aforesaid Act, upon payment of the sum of Eleven Hundred Dollars (\$1,100.00) by the owner of the property.

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

WHEREAS, the owner of the property at 457-463 Springfield Avenue, Block 2608, Lot 22 and 66-73, filed a petition of appeal for reduction in the taxes assessed for the year 1934, and subsequently received a remission in the amount of taxes amounting to Six Hundred Thirty-five Dollars and Twenty-one Cents (\$635.21), upon which amount he had paid interest amounting to Thirty-sixen Dollars and Eighty-eight Cents (\$37.88); and,

WHEREAS, the Law Department has given the opinion that the taxpayer is entitled to the return of the interest as well as the amount of tax in excess of the amount due to the remission; and,

WHEREAS, the Comptroller's Office has been maintaining a balance due of One Hundred Twenty-four Dollars and Ten Cents (\$124.10); and

WHEREAS, allowing the amount of Thirty-seven Dollars and Eighty-eight Cents (\$37.88) for interest which was paid, the correct balance due on account of said taxes for the year 1934 is Eighty-six dollars and Twenty-two Cents (\$86.22);

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the Director of the Department of Revenue and Fin-

ance be and he is hereby authorized to make the adjustment upon the books in the office of the Comptroller, in the above stated matter, so that the amount due will be reduced from One Hundred Twenty-four Dollars and Ten Cents (\$124.10) to Eighty-six Dollars and Twenty-two Cents (\$86.22), the difference being the item of Thirty-seven Dollars and Eighty-eight Cents (\$37.88) for interest which was paid and for which the taxpayer was entitled to a refund.

Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

WHEREAS, Ralph Blake was the owner of the premises at 322 High Street, Newark, New Jersey, Block 39, Lot 3 on October 1st, 1936 and was assessed for same by the City of Newark at a valuation of \$5,500.00 for 1937, being \$2,500.00 on Land and \$3,000.00 on Improvements, and

WHEREAS, Ralph Blake is an Honorably Discharged veteran and is entitled to a total annual exemption of \$500. from the assessed valuation of his real and personal property;

WHEREAS, the said Ralph Blake had only received an exemption of \$100.00 on his personal property for the year 1937;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the said Ralph Blake be granted a further exemption of \$400.00, tax \$14.75 from the assessed value of his real estate, 322 High Street, Lot 11, for the year 1937, and that the Comptroller be and he is hereby authorized to change his records accordingly.

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

WHEREAS, The Essex Undergarment Company, located at 800 McCarter Highway, Newark, New Jersey, was assessed for the personal property at a valuation of \$2,000.00, tax \$73.80 for 1937, and at a valuation of \$3,500.00, tax \$161.35 for 1938; and,

WHEREAS, said assessment was erroneous because it covered merchandise on the premises which was not owned by the said taxpayer but was merely sent to its factory to be processed and thus provided labor for residents of this City; and,

WHEREAS, an assessment of \$1,000.00 would have been fair and equitable for 1927 and also for 1938;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the assessment levied against the Essex Undergarment Company for personal property for 1927 of \$2,000.00, tax \$73.80, be reduced to \$1,000.00, tax \$36.90; that the assessment of \$3,500.00, tax \$36.90; that the assessment of \$3,500.00, tax \$161.35 for 1938 be reduced to \$1,000.00, tax \$46.10 and that the Receiver be and he is hereby authorized to allow said reduction and to note the same upon his records.

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

RESOLVED: That in order to accommodate public purpose in the City of Newark, Public Service Coordinated Transport be and it is hereby requested and directed to relocate its poles on both sides of Market Street between Monroe Street and Fleming Avenue, as indicated on map or plan numbered 2947-K and entitled "Public Service Coordinated Transport, Distribution Department, Proposed Relocation of Transport Poles, Market Street, from Monroe Street to Fleming Avenue, Newark, New Jersey," dated June 7, 1939, hereto attached and made a part hereof, and that said poles be and are hereby relocated as shown on said map or plan.

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivery Plymouth Coupes for the Department of Parks and Public Property.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy

RESOLVED: That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for Doors for Public Baths, Department of Public Works.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED: That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Forage, for all departments excepting Revenue and Finance, Ready Mixed Concrete, Refined Asphalt Cement No. 1, Refined Asphalt Cement No. 3, Grade A Broken Stone, Tar Cold Patch, Radial Metal Curb, Vitrified Pipe, Kerosene Oil, City Highway Basin Heads, Chlorine and Anhydrous Ammonia, Incandescent Lamps, Street Brooms, Fibre and Wire for same, Sewer Bricks(Reinforced Concrete Pipe, and Steel Pipe and Fittings, all for Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Machinery for Toy Mending Machine (WPA Project), therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said machinery to the City of Newark be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said Machinery:

JOHNS-MANVILLE COMPANY—
Newark, N. J.

(Public Affairs)

One (1) disc and belt sander for \$81.65.
One (1) Motor driven hand jointer for \$165.00.
Two (2) drill presses and \$92.45 each.
One (1) surfacer for \$575.00.
Two (2) jig saws @ \$72.95 each.
One (1) wood turning lathe for \$101.50.
One (1) emery grinder for \$43.65.
One (1) band saw for \$146.85.
One (1) tilting arbor saw table for \$285.00.

All of the above as per detailed specifications on file in the Department of Central Purchase.

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering the following materials, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

CHESTER DRUG COMPANY—
Newark, N. J.

(Public Works)

Approx. 50 drums Cod Liver Oil, 30 gallons each, as per specifications @ \$28.85 drum.
Approx. 200 gro. 4 oz. Prescription bottles, as per spec. @ \$2.27 gross.

FISCHER-CADILLAC CORPORATION—Newark, N. J.

(Public Works)

One (1) LaSalle Meteor Ambulance, Model 521 complete with Special Custom Built Body for \$4,710.00.
Allowance—Ambulance No. 1 Reo Royal 1934 Serial No. 62N155, Engine No. 2N489, \$50.00.

CHARLES WARREN HARLOW COMPANY—Newark, N. J.

(Public Safety)

One (1) or more G.E. 3-color one (1) way Traffic Signals, Model No. 2TA 13. All with post top adoptors 1½" boring @ \$39.04 each.
GRAYBAR ELECTRIC COMPANY—
Newark, N. J.

(Public Safety)

One (1) or more two (2) street Novelux C.E. Timers, Model No. 2TC22E39 with hand control Model No. 4815278G2 Extra Gears L, 70 seconds, 80 seconds, 90 seconds, 110 seconds, 120 seconds @ \$153.90 each.

THE GAMEWELL COMPANY—
New York City

(Public Safety)

Two (2) Transmitters @ \$951.00 each.
Three (3) Transfer Switches @ \$2.67 each.
One (1) set Relays for Gong and Joker Circuits for \$527.00.
Two (2) Telegraph Keys @ \$30.25 each.
(All for Fire Alarms Telegraph Division)

CITIES SERVICE OIL COMPANY—
New York, N. Y.

Approx. 250 tons Asphalt Filler for Block Pavements (Section 439) in drums to Asphalt Plant @ \$15.97 ton.

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

Commissioner Byrne offered the following resolutions:

RESOLVED, By the Board of Com-

missioners of the City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the first half of July, 1939 and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Josephine Nester, temporary Telephone Operator, services terminated July 8th, 1939.

Frank Veix, Painter, absent without leave on July 7th, 1939, and suspended as of that date pending a hearing by the Director of Parks and Public Property.

Mary Noble, Cleaner, granted her annual two weeks vacation commencing July 17th, 1939, with pay.

Rose McNamara, Cleaner, granted her annual two weeks vacation, with pay, commencing July 17th, 1939.

Margaret Gartland, Cleaner, granted her annual two weeks vacation, with pay, commencing July 17th, 1939.

Anna Fagan, Cleaner, granted her annual two weeks vacation, with pay, commencing July 17th, 1939.

Margaret Brown, Cleaner, granted her annual two weeks vacation, with pay, commencing July 17th, 1939.

Margaret Wallace, Attendant, granted her annual two weeks vacation, with pay, commencing July 17, 1939.

Jennie Pink, Cleaner, granted her annual two weeks vacation, with pay, commencing July 17th, 1939.

Tillie Connelly, Cleaner, granted her annual two weeks vacation, with pay, commencing July 17th, 1939.

Mae Moore, Cleaner, granted her

annual two weeks vacation, with pay, commencing July 17th, 1939.

Anna Newhall, Cleaner, granted her annual two weeks vacation, with pay, commencing July 17th, 1939.

Louise Strassburger, Cleaner, granted her annual two weeks vacation, with pay, commencing July 17th, 1939.

Margaret Murphy, Cleaner, granted her annual two weeks vacation, with pay, commencing July 17th, 1939.

PRINTING AND STATIONERY

John J. Carey, Clerk, granted a hearing on his suspension for dereliction of duty, pleaded "Guilty" and was suspended for a period of six months, commencing May 6th, 1939.

SHADE TREE

Lawrence Petite, Labore-Tree Climbing, granted his annual one week vacation, with pay, commencing July 10th, 1939.

William Coleman Aboriculturist, granted one week of his annual two weeks vacation, with pay, commencing July 3rd, 1939.

Chris Fitzsimmons, Laborer, granted his annual one week vacation, with pay, commencing July 6th, 1939.

George Abate, Laborer, granted his annual one week vacation, with pay, commencing July 10th, 1939.

Daniel Valpone, Laborer-Tree Climbing, granted his annual one week vacation, with pay, commencing July 17th, 1939.

Louis Leon, Laborer, granted his annual one week vacation, with pay, commencing June 29th, 1939.

Frank J. Stross, Laborer, granted his annual one week vacation, with pay, commencing July 4th, 1939.

William Fenton, Laborer, granted his annual one week vacation, with pay, commencing July 13th, 1939.

William F. Brady, Laborer, granted his annual one week vacation, with pay,

Alfonse Onavi, Laborer, granted his annual one week vacation, with pay, commencing July 6th, 1939.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

RESOLVED, By the Board of Commissioners of the City of Newark that Theodore S. Miller, Jr. be and he is hereby appointed to the position of Secretary in the Director's Office, Department of Parks and Public Property, at a salary of \$3,500.00 per annum; said appointment effective as of July 15th, 1939.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

Commissioners Franklin offered the following resolutions:

WHEREAS, Joseph Pierro, has been employed in the capacity of laborer, since June 5 1912, in the Bureau of Street Cleaning, Department of Public Affairs, of the City of Newark, and

WHEREAS, said Pierro has made

application for a pension under Chapter 103, P. L. 1925 (Revised Statutes 1937), 43:12-1), wherein it is provided that:

"A person who has been continuously employed in any city for a period of twenty-five years, and has reached the age of 70 years, may retire or be retired at any time thereafter. On and after retirement he shall be paid by the city one-half the amount he was receiving as salary from the city at the time of his retirement";
and,

WHEREAS, it appears that said Joseph Pierro is now over the age of 75 years and has been employed by the City of Newark since June 5, 1912, a period of 27 years; and

WHEREAS, said Pierro was receiving a salary of \$21.84 per week, and desires, due to advancing age, to be retired, on half pay;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the application for pension of Joseph Pierro, employed by The City of Newark, in the Department of Public Affairs, Bureau of Street Cleaning, in the capacity of laborer, is hereby granted, under and by virtue of the provisions of:

Chapter 103, P. L. 1925, (Revised Statutes 1937, 43:12-1), said pension to become effective as of July 20, 1939; and.

BE IT FURTHER RESOLVED that said Joseph Pierro be paid a pension of \$10.92 per week. said pension to be paid as other pensions are paid.

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

WHEREAS, Antoni Galante has been employed by the City of Newark, in the capacity of laborer, since May, 1912, in the Bureau of Street Cleaning, Department of Public Affairs; and

WHEREAS, said Galante has made application for a pension under Chapter 103, P. L. 1925, (Revised Statutes 1937, 43:12-1) wherein it is provided that:

"A person who has been continuously employed in any city for a period of twenty-five years, and has reached the age of 70 years, may retire or be retired at any time thereafter. On and after retirement he shall be paid by the city one-half the amount he was receiving as salary from the city at the time of his retirement"; and,

WHEREAS, it appears that said Antoni Galatne is now over the age of 73 years, and has been employed by the city since May, 1912, a period of 27 years; and,

WHEREAS, said Galante was receiving a salary of \$21.84 per week, and desires, due to advancing age, to be retired, on half pay;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the application for pension of Antoni Galante, employed by The City of Newark, in the Department of Public Affairs, Bureau of Street Cleaning, in the capacity of laborer, is hereby granted, under and by virtue of the provisions of:

Chapter 103, P. L. 1925, (Revised Statutes 1937, 43:12-1), said pension to become effective as of July 20, 1939; and,

BE IT FURTHER RESOLVED

that said Antoni Galante be paid a pension of \$10.92 per week, said pension to be paid as other pensions are paid.

Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

Commissioner Byrne offered the following resolution:

WHEREAS, the City has been obligated to make contributions to certain W. P. A. projects, and for which appropriation has been provided for in the 1939 Budget; and

WHEREAS, for the following supplies for the named projects the Director of Parks and Public Property has had informal bids and made the following contracts, to wit:

Smoke Survey 3-7-5657:

Woodstock Typewriter Co.

Rental five typewriters @ \$3.00 per month; rental to be applied to purchase price if acquisition is desired, all as set forth on Order No. 24611, dated June 27, 1939.

Brenner Desk Co.

Rental of 5 typewriter desks; rental \$2.00 each month; option purchase price \$21.00 each.

Rental of 5 typewriter chairs; rental \$.45 each month; option purchase price \$5.00.

Rental of 4 drawing tables; rental \$2.00 each month; option purchase price \$20.00.

Rental of 4 drafting chairs; rental

\$.25 each month; option purchase price \$1.45 each.

Rental of 4 office desks; rental \$2.00 each month; option purchase price \$21.00 each.

Rental to be applied to purchase price if acquisition is desired, all of which is set forth on Order No. 24612, dated June 27, 1939.

Brenner Desk Co.

Rental of one four-drawer cabinet @ \$.90 per month.

And \$14.00 optional price; rental to be applied to purchase price, if purchased. All contained in Order No. 24613, dated June 27, 1939.

THEREFORE, BE IT RESOLVED by the Board of Commissioners of The City of Newark that the action of the Director of the Department of Parks and Public Property in the aforesaid matter be and the same is hereby approved, subject to delivery according

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Commissioner Franklin offered the following resolution:

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs, is causing to be filed with the National Youth Administration project application No. 123-3-31 to provide part-time employment for 414 youths between 18 and 25 years of age, to be taken from the relief rolls of the City upon a clerical assistance work project rendering stenographic

and clerical assistance to 89 governmental and non-governmental agencies in the City of Newark; the youth workers employed will receive valuable training and work experience in stenographic work, typing, filing, and general office routine; and

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$122,484.00 is contingent upon the expenditure of \$5,500.00 by the City of Newark.

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$5,500.00 for the purpose aforesaid.

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

The following communications received and read:

Board of Adjustment,
City Hall, Newark, N. J.

July 11, 1939.

The Board of Commissioners
of the City of Newark.
Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

3 Fifteenth Avenue, Grace DiGeso; in a 1st business district the manufacture of children's dresses; such use to be limited to the period of one year;

*23-25 Hill Street; Manuel Kimmel; renewal of permit for automobile parking station; such use to be limited to the period of one year ending July 14, 1940;

*136-140 North Seventh Street; Abe Lipstein; renewal of permit for automobile parking station; such use to be limited to the period of two years ending July 20, 1941;

*235-243 Mulberry Street; Federal Parking Co.; renewal of permit for automobile parking station; same to run concurrently with the automobile parking station at 210-231 Mulberry Street for the period ending March 1, 1940;

707 South Eighteenth Street; Helen T. Wozniak; in a 1st business district the establishment and operation of a beauty shop above the ground story; such use to be limited to the period of one year;

10-14 Washington Place; Edward W. Scudder; renewal of permit for automobile parking station; such use to be limited to the period of one year ending June 17, 1940;

937-941 Raymond Boulevard (50-70 Jersey Street); Raynor Auto Service; in a 1st industrial district the installation of two gasoline pumps adjoining present gasoline station; same to run concurrently with the gasoline station at 939-942 Raymond Boulevard for the period ending April 14, 1945;

126-128 Commerce Street; Morty Brown; in a 2nd business district the establishment and operation of an automobile parking station; on

condition that there be only one eighteen-foot driveway on the McCarter Highway side of the property and that a fence be erected along the Commerce Street side; same to be operated and maintained in conformity with the rules of this Board; such use to be limited to the period of one year.

Respectfully submitted,

Board of Adjustment,
R. B. Rankin, Secretary.

(These matters to be heard by the Board of Commissioners at its meeting of July 12, 1939.)

Ordered filed, copy to be sent to each Commissioner, and further action postponed to July 19th.

The City Clerk: We have referred from the Board of Adjustment for a hearing date to be set one week from today seven Board of Adjustment matters, four of which are renewals and can be disposed of at this time under a motion to suspend the rules.

Commissioner Byrne: I move you so.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Manuel Kimmel (United States Realty & Investment Co., owner) for the renewal of

permit for automobile parking station; premises 23-25 Hill Street; such use to be limited to the period of one year ending July 14, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: You have heard the reading of the application for a permit for a parking station. Are there any objectors?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Abe Lipstein, owner; for the renewal of permit for automobile parking station; premises 136-140 North Seventh Street; such use to be limited to the period of two years ending July 20, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of

Commissioner of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: You have heard the application of Abe Lipstein. Are there any objectors?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Federal Parking Co., (City of Newark, owner); for the renewal of permit for automobile parking station; premises 235-243 Mulberry Street; same to run concurrently with the automobile parking station at 219-231 Mulberry Street for the period ending March 1, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: You have heard the application for renewal on Mulberry Street. Are there any objectors?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Edward W. Scudder (E. W., A. Q., and G. W. Scudder, owners) for the renewal of permit for automobile parking station; premises 10-14 Washington-Place; such use to be limited to the period of one year ending June 17, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: You have heard Mr. Scudder's application for renewal. Are there any objectors?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Acting Mayor Murphy: The balance will come up on July 19th.

The following communications were received and read:

City of Newark, New Jersey,
Department of Revenue and Finance
June 21st, 1939.

Board of Commissioners of
The City of Newark,
City Hall,
Newark, New Jersey.

Gentlemen:—

I have been continuously employed by the City of Newark for approximately forty-seven years, and have reached the age of seventy.

The purpose of this letter is to present for your action an application to be retired in accordance with the provisions of an Act entitled, "An Act to provide for the Maintenance of Old and Faithful Servants of the Several Cities of the State of New Jersey," approved March 20, 1923, and now appearing in the Revised Statutes of the State of New Jersey in 43:12-1.

If your honorable Board passes upon and accepts this application, it would be effective July 1, 1939. As you can readily appreciate, it is not an easy thing for me to make this application, having regularly worked for the City for such a long period of time. Almost my whole interest in life has been centered on the work which I have been doing in the City for these long years.

In the early part of this year, I returned to my work after having un-

dergone an operation, and did not feel in good health. I feared that I would not recover my former good health and would be unable to carry on the duties which I have for years performed. Therefore, when Director Murphy kindly suggested that I avail myself of my pension rights, I told him that I did not wish to attempt to continue my work if I were physically unable to do so and because I feared I would not get back on my feet, I informed him that I would present my application for retirement to be effective July 1st of this year. Since that time I regained my health rapidly to a point where I am now in as good health as I have been at any time for years past, and feel fully capable of continuing my work here. However, inasmuch as I had informed the Director that I would present this application, I do not wish to embarrass any of the members of the Board of Commissioners and accordingly here present my application.

I do not want it thought for a minute that I desire to shirk any responsibility in continuing to give to the City the benefit of my long experience. I do feel that in view of what I said in the beginning of the year I should present this application for your action.

You may be assured that whatever your action is on it my interest will always lie in the well-being of this City, which, in my long period of service, has become an integral part of my life.

Sincerely yours,

Andrew K. Brady.

City of Newark, New Jersey
Department of Revenue and Finance
July 5, 1939.

Mr. Harry Reichenstein,
City Clerk,
City Hall, Newark, N. J.
Dear Sir:

Please be advised of the retirement

at half pay, at the rate of \$7,500 per annum, of Andrew K. Brady, Supervising City Accountant, effective July 1, 1939. Kindly record this change upon your records.

Very truly yours,
Vincent J. Murphy,
Director.

Fidelity Union Trust Company,
Newark, N. J.
July 11, 1939.

Mr. Harry S. Reichenstein,
City Clerk,
Department of Revenue and Finance,
Newark, N. J.

Dear Sir:

The confusion now existing with regard to the persons authorized by law to sign and countersign checks of the City of Newark makes it necessary for us hereafter to refuse to honor any such checks until an ordinance is passed amending or replacing Section 53 of the Revised Ordinances of the City of Newark (Revision of 1913) and clearly designating the persons authorized to sign and countersign city checks.

Very truly yours,
Henry Schneider,
Vice-President.

Hood, Lafferty & Campbell,
Counsellors at Law
744 Broad Street.
Newark, N. J.

July 11th, 1939.

Mr. Harry P. Reichenstein,
City Clerk, City of Newark,
City Hall, Newark, N. J.

Dear Mr. Reichenstein:

On behalf of the Fidelity Union Trust Company, we are interested in the parties authorized by law to sign and countersign checks of the City of

Newark We understand that the Corporation Counsel of the City has rendered an opinion on this subject in response to a request of a local bank and trust company.

We would appreciate your forwarding to us a copy of this opinion.

Very truly yours,

Hood, Lafferty & Campbell.

By Alan V. Lowenstein.

United States Trust Company of
Newark
Newark, N. J.

July 7, 1939.

Mr. Harry Reichenstein,
City Clerk,
City of Newark,
City Hall, Newark, New Jersey.

Dear Mr. Reichenstein:

We acknowledge receipt of signature card of E. A. Farrell, Acting Auditor of Accounts, and would ask you to kindly supply us with the necessary resolutions authorizing his signature upon checks, and would appreciate your furnishing us with the same as soon as possible in order that we may be of assistance to you in this connection.

Yours very truly,

Percy B. Menagh,
Secretary-Treasurer.

July 11, 1939.

Hon. Vincent J. Murphy,
Director of Revenue and Finance,
Newark, N. J.

Dear Director:

Under date of July 7, 1939, the following communication was received from the United State Trust Company, over the signature of its Secretary-Treasurer Percy B. Menagh:

"We acknowledge receipt of signature card of E. A. Farrell, Acting Auditor of Accounts, and would ask you to kindly supply us with the necessary resolutions authorizing his signature upon checks, and would appreciate your furnishing us with the same as soon as possible in order that we may be of assistance to you in this connection."

I submitted this letter, with all other correspondence in my possession relative to this matter, to the Corporation Counsel under the date of July 7th for his opinion, and on the same day received his reply, a copy of which is attached hereto, and which is sent to you for whatever use you may wish to make of it.

Attached hereto also is a copy of my reply to Mr. Menagh.

Very truly yours,

Harry S. Reichenstein,
City Clerk.

July 11, 1939.

Fidelity Union Trust Company,
Newark, N. J.

Att. Mr. Henry Schneider,
Vice-President.

Dear Sir:

A copy of your communication of July 11, 1939, is being referred to Director Murphy of the Department of Revenue and Finance, and also to the Law Department.

Very truly yours,

Harry S. Reichenstein,
City Clerk.

July 12, 1939.

Hon. Vincent J. Murphy,
Director of Revenue and Finance,
Newark, N. J.

Dear Director:

Attached hereto is a copy of a com-

munication received from the Fidelity Union Trust Company, under date of July 11, 1939, announcing their refusal to honor any checks until an ordinance is passed clearly designating the persons authorized to sign and countersign city checks.

Very truly yours,

Harry S. Reichenstein,
City Clerk.

July 12, 1939.

Hon. James F. X. O'Brien,
Corporation Counsel,
Newark, N. J.

Dear Sir:

Attached hereto is a copy of a communication received from the Fidelity Union Trust Company, under date of July 11, 1939, announcing their refusal to honor any checks until an ordinance is passed clearly designating the persons authorized to sign and countersign city checks.

Very truly yours,

Harry S. Reichenstein,
City Clerk.

July 7, 1939.

Hon. James F. X. O'Brien,
Corporation Counsel,
Newark, N. J.

Dear Sir:

Mr. Percy Menagh of the United States Trust Company advises me that he is in receipt of a signature card showing Eugene Farrell's name as Acting Auditor, and requested of me a copy of the resolution authorizing his, Farrell's, name to appear on the checks as such. I in turn asked him to submit his request in writing, and advised him that there has been no subsequent resolution adopted by the Board of Commissioners since the one dated May 18, 1937, designated Andrew K. Brady the Supervising Au-

ditor, and which resolution directed me to notify all City depositories of that action.

In view of this fact that I have received the attached correspondence, kindly advise me at once what to tell these depositories when they ask me whether or not they could honor Mr. Farrell's signature as Acting Auditor on checks drawn against their bank.

Very truly yours,

Harry S. Reichenstein,
City Clerk.

July 12, 1939.

Hood, Lafferty & Campbell,
744 Broad Street,
Newark, N. J.

Att Mr. Alan V. Lowenstein.

Dear Sir:

In compliance with your request of July 11, 1939, we attach hereto copy of opinion of the Law Department, and also copy of a resolution dated May, 1937, which according to my records, is the last official act of the Commission as a Board designating a Supervising or Acting Auditor.

Very truly yours,

Harry S. Reichenstein,
City Clerk.

July 11, 1939.

Mr. Percy B. Menagh, Sec'y-Treas.,
United States Trust Company,
Newark, N. J.

Dear Mr. Menagh:

Upon receipt of your communication of July 7, 1939, I immediately referred the matter to the Law Department for their opinion and decision. A copy of their opinion is attached hereto.

In checking our records we do not find any communication or resolution

removing Andrew K. Brady as Acting Auditor for the City of Newark.

I have a communication dated July 5, 1939, over the signature of Vincent J. Murphy, Director of the Department of Revenue and Finance, wherein he advises me "of the retirement, at half pay * * * * of Andrew K. Brady, Supervising City Accountant, effective July 1, 1939. * * * *

Very truly yours,
Harry S. Reichenstein,
City Clerk.

The City of Newark, New Jersey
Law Department

July 7, 1939.

Hon. Harry S. Reichenstein,
City Clerk,
City Hall, Newark, N. J.

Dear Sir:

I beg to acknowledge receipt of your letter of July 7th requesting opinion concerning the status of Acting Auditor, in order that you may advise the banks concerning signatures on city checks.

I have examined the copy of letter you enclosed, which was addressed to the Board of Commissioners by Mr. Andrew K. Brady, also the letter addressed to you by Director Murphy, and the letter addressed to Mr. Brady by Director Murphy.

Under the provisions of the statute, Revised Statutes 43: 12-1, a person in the employ of the city for twenty-five years, and who has reached the age of seventy, may retire or be retired. Such action in retiring appears to be action by the City, and this in the case of Newark, would call for action by the Board of Commissioners. If the individual retire, the action is automatic as indicated by the case of FARISH v. LINWOOD, 112

Law 235. An examination of Mr. Brady's letter, however, raises serious question as to whether or not it constitutes a retirement, or whether it is not a letter informing the Board of Commissioners that if it so desires, he will retire. The tenor of the letter is an application for retirement, contingent upon acceptance by the Board of Commissioners. It does not seem to be such communication as would constitute an automatic retirement under the statute as interpreted in the FARISH case. It would, however, become such upon acceptance by the Board of Commissioners.

It is my opinion that the Director of the Department cannot by his action provide such contingency in view of the phraseology of the letter, and in view of the fact that it was addressed to the Board of Commissioners. There is, however, nothing in law to prevent the Director of the Department of Revenue and Finance, under the authority of MATTIA v. NEWARK, 119 Law 268, and SYKES v. HEINZMAN, 125 Atlantic, 17, from removing Mr. Brady from the position of Acting Auditor and appointing someone else to that position. If that had been done by Director Murphy by appropriate letter or communication, with copies sent to the individuals in question, copy sent to the City Clerk for recording in the records of the City, copy sent to the Auditor for recording in the matter of payrolls, and copy sent to the Civil Service Commission pursuant to its rules, then and in that event by such action of Director Murphy Mr. Brady would no longer be Acting Auditor and Mr. Farrell would be Acting Auditor. Such discharges and appointments of such positions need not be by resolution, although that is the procedure usually followed. If you will check your records to see whether there has been compliance with the above, you will know whether or not the appointment of Mr. Farrell is presently existent. There need be no particular resolution

authorizing his signature upon checks, because if he be properly appointed the Acting Auditor of Accounts, he will have the right to countersign the checks, which action is called for by Section 53 of Chapter 7 of the Revised Ordinances of 1913. This provides that the Auditor of Accounts shall countersign, and any person properly appointed as Acting Auditor would have that right.

It will be necessary for you to check your records and determine whether compliance has been made as above mentioned.

Yours very truly,
James F. X. O'Brien,
Corporation Counsel.

Acting Mayor Murphy: I would like to state to the members of the Commission that as far as I am concerned Andrew Brady is already retired; in fact, he has taken all of his stuff out of the office and left the desk free and clear and has not reported in the last few days. So in so far as I am concerned, I have accepted his application for retirement. Commissioner Byrne just wanted to know if he was given any vacation. Some few months ago when I spoke to Andrew Brady in reference to retiring I told him that any vacation period that he wanted due to his sickness, besides his regular term of vacation, I felt as though he was entitled to have it on account of his many years of service to the city. He said no, he did not desire any vacation; his anniversary of forty-some-odd years,—forty-seven, if I am not mistaken, with the city would be on July, and on that date he would retire.

In the absence of any motion—

Commissioner Franklin: As a matter of procedure from a legal standpoint, Mr. Corporation Counsel, is it necessary for this Board to actually accept this resignation in view of what the Acting Mayor has said with respect to Mr. Brady?

Mr. O'Brien: I didn't hear all—

Commissioner Franklin: He said the fact that he personally has accepted the resignation, isn't that right?

Acting Mayor Murphy: Yes, I feel as though I have a right to accept it.

Mr. O'Brien: Mr. Reichenstein asked me for an opinion when he received a request from a bank concerning this and he sent me copies of the different letters in question. If this were a resignation Director Murphy would have the right to accept it. If it constitutes a retirement, as it is, then it is a matter for the Board of Commissioners. In other words, the act says this Board of Commissioners may retire or a person may ask for retirement if he is properly qualified. Ordinarily, if a person sends in a blanket application for retirement and he is qualified, it does not even call for an act by the Board of Commissioners, despite the fact that the Board of Commissioners could retire him by their own action, no one director could. But the Board could.

In this case a letter that was sent in, a reading of it by paraphrasing it, I would say it was in effect a presentation of an application for retirement to be acted upon by the Commission, and in effect not to be operative until acted upon by the Commission. In other words, "here is my application for retirement if you want me to present it." In other words, it was conditional to that extent. Therefore, it was not one which would become operative automatically, and therefore I think that it would call, under these particular circumstances for action by the Board of Commissioners, and I do not think because of the wording of the statute on retirements—if it were a resignation the director would have the right to accept. I think either the application should be a plain one without any conditions or unofficial conditions in it, in which

comes operative without your action, or the Board of Commissioners by their own action have the right to retire him. Of course, I was asked for an opinion by Mr. Reichenstein because he had gotten a letter from the banks with reference to honoring checks. In my opinion I also set forth the procedure Director Murphy could follow irrespective of any action by the Board of Commissioners as Director of Revenue and Finance, in dealing with the position of acting auditor. I told Mr. Reichenstein that was a matter of checking records to see whether proper communications had been sent.

Acting Mayor Murphy: For the benefit of the Commission, I sent each bank a copy of the ordinance that trusted with me the power of being the auditor, treasurer, and so forth, as Revenue and Finance Director. And, of course, the checks carry my signature and nobody else's, and the banks have got to honor them. Those banks that won't honor them, well, we will have some bank that will honor them, because we do not hold up our payrolls around here on account of an arbitrary position taken by a few banks.

Mr. O'Brien: I think if you will check the opinion I gave Mr. Reichenstein, I think you will find from that you can handle the matter.

Acting Mayor Murphy: We are treating now with the Brady resignation. To me, there is no point, because he is quibbling now in his retirement, and I say he is quibbling because the language he sent here to the City Commission is just quibbling, and that is all it is, I think I have the right, as the Director of Revenue and Finance, as the auditor, I have the right to retire and accept his retirement regardless of any action by this Commission. That is my personal opinion. And the man had been called in some months ago

and said he was willing to retire and wanted to retire on July 1st. The fact that he now quibbles in a letter to this commission is no justification or no reason why that I have not still got the authority to retire him.

Mr. O'Brien: I think maybe if you read that opinion that would clear that up and all the other points. I think it is a matter that can be handled without much trouble.

(The City Clerk read the following communication: Communication dated July 7 from Percy B. Menagh, Secretary and Treasurer of the United States Trust Company; a communication from the City Clerk to the Corporation Counsel of July 1; a communication from the Corporation Counsel; a communication from the City Clerk to Mr. Menagh.)

The City Clerk: I referred all of these communications in another communication to Director Murphy. This morning I am in receipt of this communication over the signature of Alan E. Lowenstein, of Hodd, Lafferty and Campbell. Under the same date this copy has been forwarded. Under yesterday's date, but received this morning over the signature of Henry Schneider, Vice-President of the Fidelity Union Trust Company (The City Clerk read the last communication referred to.)

I immediately wrote to Mr. Schneider and told him his communication of July 11 had been referred to Director Murphy and a copy to the Law Department. I then directed a copy of all correspondence to both parties.

Commissioner Byrne: Mr. Mayor, I read with a great deal of interest that resolution, and I want to concur with you in the running of your department. I think the department head should run his own department. However, in view of the very efficient and most meritorious service of a fine, good, faithful and public servant of

forty-seven years' standing, I would recommend that the acceptance of his resignation, with a three months' leave with pay, be granted to Mr. Andrew K. Brady.

I so move you.

Commissioner Franklin: Is that within your province?

Acting Mayor Murphy: Do I understand the motion is that you desire to concur in the action of the Director of Revenue and Finance.

Commissioner Byrne: Yes.

Mr. O'Brien: May I suggest that you word it so that his resignation be accepted as of October 1st, and that he be given a leave of absence?

Acting Mayor Murphy: The only thing, as I say, I have already asked Mr. Brady and told him that I felt as though he was entitled to a vacation, and he said he did not want it. Of course, as far as that part of it is concerned, I am not quibbling about that either, because I wanted to give it to him and offered it to him. I did not specify any particular time; I left that to his judgment because he was not well, as to any fair period of time, but he said no, he wanted to work right up to July 1st and then he was through and he did not want anything further from the city. Of course, I am quoting his statement to me. And I have no objection, Director Franklin, if the commission wants to concur in my action of retiring Andrew Brady, and I certainly have no objection to that.

Mr. O'Brien: I would think perhaps it might be beyond your power to grant him a leave of absence, having accepted his resignation as of July 1st.

Commissioner Byrne: Make his resignation as of October 1st—his retirement. Word it properly, what-

ever it is. I still make that recommendation, that he be given three months, and dated it October.

Mr. O'Brien: Make the motion that the effective date of his retirement be deferred until October 1st, and in the meantime he be given a leave of absence with pay. You see, you could not concur in your action accepting it and give him a leave of absence with pay because he would not be on the payroll any longer.

Acting Mayor Murphy: I do not quite agree with you, counsel. I think a motion is in order to concur in the action of the Director of Revenue and Finance in retiring Andrew Brady with a vacation of three months with pay.

Mr. O'Brien: You cannot retire him as of July 1st, and then give him a vacation with pay, because he is on your pension fund then, he is not one of the employees. In other words, if you set the retirement effective October 1st, and in the meantime give him a leave of absence with pay, that covers what you apparently did.

Commissioner Byrne: I concur with Director Murphy and I leave it up to him to work out.

Acting Mayor Murphy: Motion is made that the action of the Director of Revenue and Finance in retiring Andrew Brady as of October 1st be approved.

Mr. O'Brien: Don't you want to add to that, in the meantime he be given a leave of absence with pay?

Acting Mayor Murphy: He said as of October 1st, which is my recommendation. The Clerk will call the roll.

Commissioner Franklin: You want a second to that, don't you?

Commissioner Byrne: In compliance

with the Revised Statutes of New Jersey 43:12-1.

Commissioner Franklin: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

The City Clerk: Do you want me to notify the depositories?

Acting Mayor Murphy: The depositories are all right now because they are carrying on the checks with my name on it.

The City Clerk: Are you going to carry them that way?

Acting Mayor Murphy: We will carry them along the way they are for three months.

The City Clerk: If you want to change it, you introduce a resolution directing me—

Acting Mayor Murphy: That doesn't stop me from authorizing somebody else, even though he may be here for the next three months, I have still got the right to authorize somebody else to countersign checks.

Mr. O'Brien: You could as auditor, which is correct, or whoever is acting auditor. But under the ordinance you cannot authorize somebody else. But if you follow the procedure by letter you can straighten the whole thing out.

The following communication was received and read:

City of Newark, New Jersey
June 16th, 1939.

To the Board of Commissioners
of The City of Newark, N. J.
Gentlemen:

I hereby tender my resignation as

City Commissioner of the City of Newark, N. J., effective Wednesday, June 21st, 1939.

Although I have had this action in mind for a long period I have put it off from time to time for various reasons, one of them being that I did not want to quit under fire. However, I have been exonerated of the charges against me, the budget for the Department of Public Safety has been set up and the time has come when I am compelled, by order of my physicians, to decide between remaining in public office or suffering a complete physical breakdown.

I have, in all my years in public service, always performed my duties to the best of my ability, having in mind, despite adverse criticism, the best interests of Newark, my native city.

It is with a feeling of deep regret that I am leaving the scene of my official life, but I shall always carry with me the knowledge that the citizens have twice honored me with elective office, for which I am truly thankful.

I shall never forget the many friends, I have made in my official life, and I cannot speak too highly of the members of my so-called "cabinet" who have given loyal and conscientious service to the City of Newark.

I wish to express my appreciation to my colleagues on the City Commission, to the gentlemen of the Press and to the various sincere civic groups who have made my burden lighter by their unselfish support for the many innovations in the Department of Public Safety which were initiated by me, such as the Radio and Emergency Divisions and the Police and Fire Training Academy.

Sincerely yours,
M. P. Duffy,
Director.

Department of Public Safety.

Commissioner Franklin: This matter came up at the meeting last week, and in the usual course, after having been adjourned for a week, and at that time the Mayor was present and Director Murphy was not present. Feeling that he wanted all members of the Board present—the balance of the members of the Board present—when action was taken, he of his own motion, more or less, asked that the matter be deferred to this week. Unfortunately, today the Mayor is not well; and as has been stated before, the department is functioning under the Deputy Director, Mr. Cluesmann, and if I read correctly in the paper he was taken some definite action in the department as the Deputy Director. I do not see that the department is going to suffer in the least by the continuance of Mr. Cluesmann as Deputy Director until such time as this Board, all four members can act upon the resignation and then act upon the selection of a fifth member.

I move you, Mr. Mayor, that action on the resignation of Mr. Duffy be deferred for one week.

Acting Mayor Murphy: There has been a motion made that action on the resignation of Commissioner Duffy be deferred for one week on account of the illness, as I understand, of the Mayor. Is there a second to that motion?

There appears to be no second to the motion. I don't know how I can put it.

Commissioner Byrne: Mr. Mayor, I would like to say that I would vote "no" against that resolution, but as long as there is no second to it I do not have to. But I would like to see this resolution moved accepting the resignation of Director Duffy because I think this matter should be determined today most definitely once and for all.

Regarding the filing of that vacan-

cy at today's session, I am willing to wait another week, perhaps the Mayor might be back. But I don't see what reason there is for not accepting the resignation today, it has been lying here so long, and I don't see why the department still cannot function. The Mayor, after all, can temporarily run the Department of Public Safety if he so chooses; it would under his jurisdiction, but I do feel that the resignation should be acted upon today, and I think public clamor and demand is that such a resignation be accepted today. And I move you accordingly the adoption of the resolution.

Acting Mayor Murphy: You mean for acceptance of the resignation?

Commissioner Byrne: I move acceptance of the resignation.

Acting Mayor Murphy: A motion has been made to accept the resignation of Commissioner Duffy. It looks as though I am in the same spot, there is no second to the motion, and it automatically lays over until there is another motion.

Commissioner Byrne: Does that shut it off, because if you cannot get a second to the motion—

The City Clerk: It is up to somebody to bring it up.

Commissioner Byrne: I cannot bring up a written resolution and see if I can get two signatures on it?

The City Clerk: You can bring up a resolution at any time. I guess the Law Department would be in a better position to answer that than I.

Mr. O'Brien: You have a right to present a resolution, sign it and present it for signature, and ask for a roll call on it.

Commissioner Byrne: I would like to have one drawn up. Can I have the

aw Department draw such a resolution and ask the right to get two signatures on it?

Mr. O'Brien: We could do it.

The City Clerk: Do you want to hold the Board?

Commissioner Byrne: I would like to hold the Board.

Acting Mayor Murphy: Commissioner Byrne, I personally feel that it is time to accept the resignation of Commissioner Duffy, too, but I feel as though as long as the courtesy was extended to me of being hereby the Mayor last week, I do not want to be considered as an ingrate who does not want to extend that courtesy to him. And I do not think that there is any question that he is ill, just the same as I was laid up last week, of course, probably a whole lot worse. And I think that in all due fairness and respect, I myself do not feel inclined to want to sign a resolution or vote for retirement in his absence today. Otherwise, I would be glad to dispose of the matter.

Commissioner Byrne: I would like to make myself clear. I agree not to ask for a vote on a new commissioner today. All I am asking is that the resignation be acted upon today and the election of a new commissioner be the choice of a new commissioner be deferred for another week until Mayor Ellenstein is back here in the Commission. I would like to see action today on that resignation. It has been lying around here now for some time.

Acting Mayor Murphy: Well, I made my explanation, in all due respect to him being sick. Of course, I do not see the purpose being served of having a resolution prepared. Personally, that is the way I feel about it.

Commissioner Byrne: It does not

seem logical to me to continue a man in office whose resignation is before you and he wants to quit, and he asks to quit. The department is now under censure, it is under its own investigation with a presentment by the Grand Jury, and we sit idly by and don't act on the man's own request that he be relieved of the obligation. The man is still responsible for what goes on in the department and he is not here functioning, and we know he has no intention of coming back here. And I do not see how we, as intelligent gentlemen, can sit here and not act on the resignation when we know the man wants it and has not intention of coming back.

Commissioner Franklin: And until such time as you are able to act upon it, the department them, if the resignation were accepted, would be without an official head, and under the law the Mayor actually could go in and supervise the department, and the man is sick and not able to supervise his own department at the moment. Now, there can be no harm in permitting the status to remain. Mr. Cluesmann is very efficient, in my opinion, and is acting actively as deputy director of that department, and I think very efficiently.

Commissioner Byrne: Well, I have said my piece and I cannot get anything done. I still want it on the record I asked it to be done. The responsibility is not mine.

Commissioner Franklin: It is just unfortunate that last week Director Murphy was sick, and it is unfortunate that this week the Mayor is sick.

Commissioner Byrne: We could act on Mr. Brady's resignation today. It is almost parallel, in my opinion. I think we should be consistent.

Commissioner Franklin: I do not think it is parallel at all. He is an employee in a department. This is the

head of one division of five departments of the government.

Commissioner Byrne: Well, he is a pretty important man. He gets twice as much money as a commissioner.

Commissioner Franklin: I do not think, Mr. Mayor, there is any sense in sitting here arguing any more. I move we adjourn.

Acting Mayor Murphy: Director Franklin, do I understand you clearly, do I understand that your position is that you would be glad to sign the acceptance of the resignation or acceptance of the resignation of Commissioner Duffy if the Mayor was here?

Commissioner Franklin: Yes.

Acting Mayor Murphy: So there seems to be no question about the members of the Commission accepting the resignation of Commissioner Duffy, it is just the fact of the Mayor's absence today.

Commissioner Byrne: If we had a written resolution could I get two votes here? Could I get another vote besides my own to pass it?

Commissioner Franklin: It is a courtesy that he had extended to him. He, of his own motion, last week—if someone wanted to act definitely last week it could have been accepted last week and a fifth commissioner could have been elected. We don't do business that way.

Acting Mayor Murphy: I don't mind saying I don't, for one, and I would not do it in the absence of any Commissioner.

Commissioner Byrne: Supposing by chance Mayor Ellenstein does not return to duty for some time, what will be the procedure then for this City Commission?

Commissioner Franklin: Let us cross that bridge within the week when we have an opportunity to talk with the Mayor.

Commissioner Byrne: Are you able to judge when the Mayor is going to return? You know how sick the Mayor really is? I think he is a very ill man.

Commissioner Franklin: I personally cannot pass upon that, I am not a physician, and I have not been informed.

Acting Mayor Murphy: There is the other problem we have here, too, that is going to take some thought by the Commission: We have emergency resolutions here in order to carry on relief and some action is going to have to be taken by the Commission between now and the next meeting. Otherwise there won't be enough funds to carry on, because we have to have four votes in order to pass an emergency resolution.

Commissioner Franklin: I think it can be very well worked out if the Mayor is in such condition he can sit down with the three of us, we can hold a special meeting and get whatever special business has to be done.

Commissioner Byrne: Well, Mr. Corporation Counsel, I can't get two signatures.

Commissioner Franklin: We can hold a special meeting where the Mayor is within the week.

Acting Mayor Murphy: The reason why I explain that, Commissioner Byrne, is because I did not want the Corporation Counsel to go to that trouble when I personally feel as though that courtesy, as long as the members of the Commission here, that are here, the three have declared themselves as being in favor of accepting the resignation and will ac-

cept it, and the only question involved then is out of courtesy to the sickness of the Mayor to defer it for one week, I am inclined to so defer it for one week.

Commissioner Byrne: What difference does it make if I give my word of honor that I won't vote for a new commissioner until the four commissioners are present?

Commissioner Franklin: The department becomes without an official head.

Commissioner Byrne: Well, it has been that way for almost two years.

Commissioner Franklin: It has not, not officially. Mr. Cluesmann, under the law, may not then be the deputy director upon the acceptance of the resignation.

Acting Mayor Murphy: If there is any member of this Commission who cannot attend meetings and he is in serious condition, the Commission may have to take action as a Commission of three. We will have to meet that condition when it develops.

Commissioner Franklin: I think if this were deferred for a week, within a week let us make it our business to go to the Mayor at his sick bed and talk this matter over and see just what procedure shall be taken for the future. Just give him the courtesy of a week and it probably could be settled within the week.

Commissioner Byrne: We had four men here before when it could have been acted upon and it was not acted upon yet.

Acting Mayor Murphy: Mr. Corporation Counsel, would there be any legal complications if the Commission did act today on the resignation?

Mr. O'Brien: The resolution under

which Mr. Cluesmann is now acting would be invalid, he could not continue under that resolution. It may well be that the Commission could pass another resolution making him the head of the department. There is a section of the statute under which that might be done. And, of course, it is a matter of interpretation of the statute as to whether he would continue as deputy director. It is my thought that he would, but, of course, those questions would have to be met and answered.

Commissioner Byrne: If the Mayor were acting head, couldnt he appoint Deputy Cluesmann to continue?

Mr. O'Brien: I believe he could make such an appointment; but my own recommendation would be that it be done by the Board of Commissioners with the Mayor concurring. Then there cannot be any question.

Acting Mayor Murphy: I think the Board of Commissioners have already acted on a previous resolution, already have taken action on a previous resolution through the request of Commissioner Duffy at that time.

Mr. O'Brien: That is correct, and that is presently pending, and the authority under which Mr. Cluesmann is now acting.

Acting Mayor Murphy: Up to the present time.

Commissioner Byrne: Is Mr. Cluesmann acting under the old resolution or a new one?

Acting Mayor Murphy: The only resolution that was ever passed.

Mr. O'Brien: The only one I know of is actually in existence designating him acting director in place of Director Duffy, who is still in law the director, and therefore in his absence Mr. Cluesmann has been designated acting head of it and he is the

acting head of it.

Commissioner Byrne: Wasn't he designated to act until June 15?

Mr. O'Brien: I don't know.

Commissioner Byrne: Wasn't June 15 the definite date? Did he continue on automatically or did we pass an additional resolution continuing him from there?

Mr. O'Brien: We will have to have the City Clerk check on it.

The City Clerk: I am sending for it.

Acting Mayor Murphy: I don't think there was any definite date. I think it was to carry on in his absence. There was no specified time.

Commissioner Franklin: It is the usual resolution that goes through when you are away on vacation or I am on vacation.

Commissioner Byrne: I am wrong on that.

Mrs. Leo Hopp: I make a motion that you accept Mr. Duffy's resignation.

The City Clerk: You cannot do that.

Mrs. Hopp: I know I can't, but I am only telling him it should be accepted. The man wants to retire, and he should be done with it. You should put another man in his place as soon as possible. That isn't the way to go on, the way you are.

Acting Mayor Murphy: Is there any further business before the Commission?

Commissioner Franklin: I move we adjourn.

Commissioner Byrne: I think if

somebody wants to be heard on this important question, the taxpayers can come down and demand the resignation.

Mrs. Hopp: That is a shame the way it is going on.

Acting Mayor Murphy: I have not deprived anybody from being heard. Of course, I do not want to adjourn and have you feel as though you were shut off from anything. Is there anybody who wants to be heard on this matter?

Mrs. Hopp: Mr. Cluesmann, you are going to investigate and Mr. Brex is going to investigate this towing racket?

Deputy Director Cluesmann: Yes.

Mrs. Hopp: Who, may I ask, is going to investigate Mr. Brex, and who, may I ask, is going to investigate you?

Acting Mayor Murphy: Lady, please. Just in order to put you straight, there is a question here before the Commission now on the acceptance of the resignation of Commissioner Duffy, and, of course, you will have to confine your remarks to that, please.

Mrs. Hopp: O. K., sure. But I am going to tell you what I think about it before I leave here.

Acting Mayor Murphy: If there are no remarks from any citizens present, I think a motion to adjourn will be in order.

REPORTS OF CITY OFFICERS

The following Reports of City Officers were received and ordered filed:

Superintendent of Weights and Measures for June, 1938.

Department of Buildings for June, 1939.

Clerk of First District Court for June, 1939.

Clerk of Second District Court for June, 1939.

Superintendent of Alms House for June, 1939.

City Clerk (2) for June, 1939.

Thomas F. Guthrie, Chief Clerk, 1st Criminal Court, for June, 1939.

Thomas F. Guthrie, Chief Clerk, Night Police Court Traffic, for June,

1939.

Charles F. J. McGovern, Clerk 2d Criminal Court, Part 1, for June, 1939.

Charles F. J. McGovern, Clerk 2d Criminal Court, Part 2, for June, 1939.

Robert J. Beckley, Clerk 3rd Criminal Court for June, 1939.

Peter C. Walsh, Deputy Clerk, Family Court for June, 1939.

City Treasurer for June, 1939.

Comptroller for June, 1939.

City of Newark, New Jersey

Department of Revenue and Finance
July 1, 1939.

To the Honorable
The Commissioners of
The City of Newark, N. J.

Gentlemen:

In accordance with the Act of the Legislature entitled "A further supplement of the Act entitled 'An Act to amend and revise the charter of the City of Newark, N. J.' approved February 22, 1866" I herewith present a statement of the receipts and disbursements for the month of June, 1939:

RECEIPTS

Cash on hand May 31, 1939	\$5,488,599.39	
Received from Comptroller June	3,748,817.90	
	<hr/>	\$9,187,417.29

DISBURSEMENTS

By Warrant	\$4,510,925.65	
Without Warrant	1,672,727.96	
Returned Checks	4,447.03	
Transfer to 1939 Relief Account	500,000.00	
	<hr/>	6,688,100.64
Cash on hand June 30, 1939		\$2,499,316.65

Respectfully,

Vincent J. Murphy,
Director of Revenue and Finance.

By Joseph J. Kroehl.

REPORT OF CASH COLLECTED BY THE TAX RECEIVER June, 1939

1939 Real Estate Tax	\$1,149,497.16
----------------------------	----------------

Less Discounts	5,554.27	
1939 Personal Tax	1,152,146.57	\$1,143,942.89
Less Discounts	8,675.85	
		1,143,470.72
1939 N. G. Checks Redeposited, account, 1939		3,072.78
1939 Refunds account 1939 Tax		174.56

Personal Arrears—

1938 Tax	\$ 29,723.81	
1937 Tax	8,482.39	
1936 Tax	2,782.15	
1935 Tax	975.65	
1934 Tax	160.50	
1933 Tax	101.59	
1932 Tax	60.80	
1931 Tax	36.94	
1930 Tax	17.91	
		42,341.74

Real Estate Arrears and Assessments, "Regular"

1938	\$ 283,692.21	
1937	71,353.65	
1936	21,996.50	
1935	6,182.74	
1934	2,257.60	
1933	665.85	
1932	2,116.09	
1931	247.71	
1930	50.66	
		288,561.01

Street Paving Assssments—

Delavan Avenue	\$108.07	
Florence Avenue	1.00	
Homestead Park	5.00	
16th Avenue	53.80	
		167.87

Street Opening Assessments—

Mulberry Street	\$ 20.00	
Raymond Boulevard	7,117.03	
		7,137.03

Street Sewer Assessments—

Lyons Avenue	\$ 4.90	
House Sewer	57.00	
Water Service Conn.	17.09	
		78.99
		7,383.89

Real Estate Arrears and Assessments "T/S Liens"

1938 Tax	\$ 11,974.87	
1937 Tax	8,305.21	
1936 Tax	7,701.02	
1935 Tax	7,001.83	
1934 Tax	4,750.32	
1933 Tax	2,983.69	
1932 Tax	3,161.03	
1931 Tax	350.61	
1929 Tax	23.55	
T/S Interest and Costs in Certificate.....	1,984.41	
		<hr/>
		48,236.54

Street Paving Assessments—

Bergen Street	\$27.04	
New Street	89.00	
		<hr/>
		116.04

Street Opening Assessments—

Jones Street	\$46.58	
Raymond Plaza	27.00	
Jackson Street	70.50	
		<hr/>
		144.08
Water Service Connections	224.39	
Assessment Interest T/S Liens	109.39	
		<hr/>
		598.90

Miscellaneous Revenue—

Licenses—

For Sale Alcoholic Beverages	\$ 525,365.00	
Ice Cream, Ice, Plumbing and Refuse	2,003.00	
General Licenses	5,943.19	
Dog Licenses	956.00	
Plumbers License Department P. A.	16.00	
		<hr/>
		534,283.19

Fees and Permits—

Tax Search Fees	\$ 740.25	
Transcript Fees for Births, Deaths, etc	478.90	
Building and Electrical Work Permits	3,175.77	
Public Sewer Conn. Tap Fees, D. P. A.	780.00	
Towels, Soap, Bathing Suits	2,137.19	
Combustible Moving Picture, Garage, Misch., etc.	1,358.73	
Receipts for Patients Treated	1,734.60	
Jury and Listing Fees	3,287.20	
Animal, Chicken, Plumbing Per-		

mits and Misl. Fees	1,086.52		
		14,779.16	
Fines—			
Magistrates	7,293.85		
Overdue and Lost Books	1,744.36		
		9,038.21	
Bus Receipts Tax—			
Jitney Tax		20,920.26	
Franchise Taxes of 1939—			
Postal Telegraph Co.	5.83		
Elizabethtown Gas Co.	58.54		
		64.37	
Lighting D. P. A.		1,408.47	
Convalescent Hospital		78.00	
Leases and Rentals City Owned			
Property—Misc. Rents	6,176.00		
Army Base	8,333.34		
		14,509.34	
Interest and Costs—			
1939 Real Estate Tax	6,590.35		
1939 Personal Tax	374.52		
Real Estate Arrears Taxes	45,455.60		
Real Estate Arrears Assessments	50.91		
Personal Arrears	4,196.09		
		56,667.50	
			651,748.50
Miscellaneous Revenue Not Anticipated—			
Board of Adjustment	10.20		
Alms House	309.80		
City Home	109.50		
Convalescent Hospital	2.12		
Police Department	109.15		
Poll Tax	23.00		
Telephone Commissions	64.42		
City Hospital	34.91		
Board of Health	25.20		
Street Claning, D. P. A.	47.53		
			735.83
Dedicated Revenue—			
Outdoor Poor		1,070.00	
Printing and Stationary		2,806.13	
Shade Tree		326.48	
Water Rents		203,451.49	
Street Repairs		6,145.85	

Street Cleaning	1,103.10	
House Sewer Connections	3,474.80	
Docks	19,744.19	
Airport	11,085.72	
Motors	1,383.45	
		250,591.21

Special Items of Revenue

Consent Commissioner Local Gov't—

Smoke Abatement Bureau Fees	121.00	
Farmers Market Fees	150.00	
Foreclosed Property Rents	50.00	
Board of Adjustment	290.00	
		611.00

Special Items Leases and Rentals

City Owned Property—

Pee Jay Corporation	416.66	
Federal Parking	113.50	
Market Plaza Lease	6,250.00	
		6,780.16

General Accounts—

200 Washington Street	833.33	
Estate H. C. Jones	3.10	
Bank Stock Tax	33,091.32	
Redemptions	24,655.88	
School Account	1,562,256.04	
Street Construction	1,485.25	
Emergency Relief Special	1,021.20	
Payroll Refund City Hospital	15.47	
Payroll Refund Emergency Relief	16.67	
Payroll Refund Tax Receivers	666.64	
Total Cash Collected	\$5,312,289.63	
Minus Deposit to Adjust	194.49	
Total Deposited in Banks	\$5,312,095.14	

Vincent J. Murphy,

Director of Revenue and Finance.

Commissioner Franklin: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

APPROVED:

VINCENT J. MURPHY

JOS. M. BYRNE, JR.

PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., July 19, 1939.

A regular meeting of the Board of Commissioners of The City of Newark, N. J., was held on the above date, in the Commissioners Chamber, City Hall, Newark, at 11 A. M., Daylight Saving Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioner Duffy.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

The minutes of the previous meeting were read and approved.

The City Clerk presented the following ordinance and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Clerk then read the ordinance at length:

An Ordinance providing for the issuance of street improvement bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The Board of Commissioners of The City of Newark Do Ordain, as follows:

Section 1. It is hereby determined and stated that the Board of Commissioners of The City of Newark proposes to resurface certain public streets in said City with bituminous concrete, or penetration macadam, or sheet asphalt, or with bricks or blocks of any material laid on concrete or sand or other foundation, or with concrete, with the aid of the Works Progress Administration of the United States of America; that said purpose is not a current expense

of said city and that it is necessary to finance said purpose by the issuance of obligations of said City, pursuant to the Local Bond Law of New Jersey, as hereinafter provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law, that (a) the estimated maximum amount of many necessary to be raised from all sources for said purpose is Two Hundred Fifty Thousand Dollars (\$250,000); (b) the aximum amount which is to be charged as a part of the cost of said purpose and which is necessary to finance interest on obligations issued to finance such purpose or to finance engineering or inspection costs and legal expenses, or to finance the cost of the issuance of said obligations, as provided in Section 40:1-55 of said Law, is Twenty Five Thousand Dollars (\$25,000) and (c) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is Two Hundred Fifty Thousand Dollars (\$250,000).

Section 3. Pursuant to Section 40:1-12 of said Local Bond Law, the sum of Fifty Thousand Dollars (\$50,000) shall be included as a down payment to finance said purpose, in the budget of said City for the fiscal year beginning January 1, 1940, in addition to any sums which may otherwise be required to be appropriated in said budget for the payment of interest on or any maturing principal of the obligations authorized to be issued by this ordinance.

Section 4: It is hereby determined and stated that part of the cost of said purpose, in labor or materials, is to be met by the Works Progress Administration of the United States of America.

Section 5. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding two hundred thousand dollars (\$200,000) to be designated "Street Improvement

Bonds," are hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose, including the portion of the cost of said purpose to be paid from said down payment, Bond Anticipation Notes of said City of an aggregate principal amount not exceeding Two Hundred Fifty Thousand Dollars (\$250,000), are hereby authorized to be issued in anticipation of the issuance of said Bonds, pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by said Law. All matters with respect to said notes not determined by this ordinance shall be determined by resolutions to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to this ordinance shall at any time exceed the sum of first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 7. It is hereby determined and declared that the period of usefulness of said purpose is a period of five years, computed from the date of said bonds.

Section 8. No part of the cost of financing said purpose has been or is to be specially assessed against prop-

erty specially benefited thereby.

Section 9. It is hereby determined and declared that the Supplemental Debt Statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 40:1-76 of said Law, is increased by this ordinance by Two Hundred Fifty Thousand Dollars (\$250,000), and that the issuance of said obligations is permitted by an exception to the debt limitations prescribed by said Law, contained in Subdivision (d) of Section 40:1-16 of said Law.

Section 10. This ordinance shall take effect twenty days after the first publication thereof after final passage.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

Mr. George Zuckerman, 34 Park Place: I represent the Workers' Alliance, Mr. Mayor and Commissioners. It is the contention of our organization at this time, in view of the fact that the State Legislature has not appropriated sufficient money for the relief of the municipalities, that it would be both foolhardy and uneconomical not to encourage further development of WPA projects. In view of this and also the social value that accrues from such projects we urge that the City Commission go on record for the passage of this bond issue.

There is another point that I would like to take up relative to the WPA. It does not touch on the bond issue. May I?

Mayor Ellenstein: Just how far afield is it?

Mr. Zuckerman: Not too far afield. It has a lot to do with it. I have been advised by the county body of the Workers' Alliance to urge that the City Commission of Newark go on record memorializing Congress to take action on the Woodrum Amendment. If this Woodrum Amendment is allowed to proceed as determined by Congress at the present moment, it means that numerous WPA Workers, citizens of Newark, will be put off the job and necessarily will have to find recourse on the relief rolls, and in view of the fact that the relief rolls are over-burdened and the City faces an emergency in that regard, we believe it would be advisable to urge Congress to revise the Woodrum Amendment. We feel that if this Woodrum Amendment is not revised that the emergency that we face at the present moment is so much more enhanced, so much more intensified, so I urge the City Commission at this time and possibly today, to go on record memorializing Congress to take action to revise the Woodrum Amendment.

Mayor Ellenstein: It could not be done at this late date.

Mr. Zuckerman: Could that be noted?

Mayor Ellenstein: You send a communication, with a short explanation, to each one of the Commissioners.

Mr. Zuckerman: We think it would be significant if you did that, because municipalities throughout the country are following that course. The WPA is essential.

Mayor Ellenstein: Send a short memorandum to each of the Commissioners within the next few days explaining what the Woodrum Amendment is. Maybe you can get some action from the City Commission next Wednesday.

Is there any other person who de-

sires to be heard on this ordinance?

(No response).

No one else appearing, Commissioner Franklin moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

Section 7 declared open to amendment.

Section 8 declared open to amendment.

tion 9 declared open to amendment.

Section 10 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the title of "An Ordinance providing for the issuance of Street Improvement Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the issuance of Street Improvement Bonds of The City of Newark, and provid-

ing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance providing for the issuance of \$80,000 Equipment Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

Commissioner Murphy: I understand, in its present form as drafted the Ordinance is not legal.

Mr. Michael Breittkopf, 790 Broad Street, appeared in opposition to the ordinance.

A communication from the Broad Street Association opposing the adoption of the ordinance was received, read and ordered filed.

After some discussion Commissioner Murphy moved that the ordinance be laid over for one week and referred to the Law Department.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy Mayor Ellenstein.

Not voting—Commissioner Byrne.

Sinking Fund and Interest \$851,311.70

Commissioner Murphy offered the following resolutions:

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

RESOLVED: That the sum of Twenty-two Thousand Nine Hundred Seventy-three Dollars and Eighty-six Cents (\$22,973.86) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance, from July 1st to 16th, 1939, as follows:

Director's Office	\$ 1,841.65
Comptroller's Office	2,717.84
Auditor's Office	2,257.50
Treasurer's Office	1,090.37
Receiver of Taxes	3,719.85
Arrears Personal Taxes	1,501.98
Board of Assessment and Revision of Taxes	6,975.53
W. P. A. Tax Revaluation Project 5406-7	208.33
Board of Assessment for Local Improvements	869.93
First District Court	1,179.16
Second District Court	1,111.64
	<hr/>
	\$ 22,973.86

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eight Hundred Fifty-one Thousand, Three Hundred Eleven Dollars and Seventy Cents (\$851,311.70) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Million One Hundred Ninety-five Thousand Six Hundred Seventy-seven Dollars and Seventeen Cents (\$1,195,677.17) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

County and State Tax	\$1,195,677.17
---------------------------	----------------

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-four Thousand Three Hundred Dollars and Twenty-five Cents (\$24,300.25) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance as follows: (As per resolution 2979, adopted by the City Commission on July 13th, 1939)

Auditing and Special Accounting	\$24,300.25
--	-------------

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Seventy Dollars and One Cent (\$170.01) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve for Liabilities
(WPA Tax Revaluation
Project 5406-7)\$170.01

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Five Thousand Eight Hundred Forty-two Dollars and Fifty Cents (\$5,842.50) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

Reserve for Uncompleted
Contracts (Fire Division) \$5,842.50

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Twenty-one Thousand, Six Hundred Eighty-eight Dollars and Fifty-six Cents (\$221,688.56) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety, from July 1st to 16th, 1939, incl., as follows:

Director's Office	\$ 604.16
License Division	714.57
Building Division	3,137.47
Electrical Division	1,785.48
First Criminal and Family Courts	1,083.32
Second Criminal Court	610.39
Third Criminal Court	354.16
Night Police Court	312.49
Department of Central Purchase	1,993.32
Fire Division	80,088.99
Police Division	131,004.21
	<hr/>
	\$221,688.56

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.
Commissioner Franklin offered the following resolution.

RESOLVED: That the sum of Fourteen Thousand Six Hundred Sixty-one Dollars and Twelve Cents (\$14,661.12) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Bureau of Health	\$ 211.34
W. P. A. Bus Transportation	1,087.00
Ivy Hill Power Plant	506.48
Bureau of Health	5,688.17
Director's Office	150.61

Memorial Day Celebration	21.52
Law Department	60.26
Band Concerts	612.00
Public Outing (Camp Newark)	22.43
Bureau of Public Baths	4,501.31
Fourth of July Celebration	1,800.00
	<hr/>
	\$ 14,661.12

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Thousand Two Hundred Four Dollars and Seventeen Cents (\$100,204.17) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the first half of July, 1939, as follows:

Director's Office	\$ 1,566.65
Bureau of Health	23,245.47
Newark City Hospital	23,833.44
Convalescent Hospital	2,002.82
Newark City Home	3,203.73
Bureau of Public Baths	5,507.48
Newark City Alms House	2,631.65
Ivy Hill Power Plant	2,940.52
Outdoor Poor Department	2,158.98
Law Department	3,880.79
Board of Adjustment	460.00
Emergency Relief Admin- istration	28,771.64
	<hr/>
	\$100,204.17

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Three Thousand, Two Hundred Twenty-nine Dollars and Sixty-eight Cents (\$3,229.68) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending July 12th, 1939, and July 15th, 1939, as follows:

Shade Tree	\$ 1,961.68
Public Buildings	1,268.00
	<hr/>
	\$ 3,229.68

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eleven Thousand, Five Hundred Seventy-one Dollars and Sixty-one Cents (\$11,571.61) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from July 1st, 1939 to July 15th, 1939, as follows:

Director's Office	\$ 879.99
Smoke Abatement	154.16
Public Buildings	8,105.12
Public Buildings (City Owned Property)	219.86
Weights and Measures	481.66
Printing and Stationery	65.00
Shade Tree	1,457.49

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Seventy-five Dollars (\$75.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

National Youth Adminis-
tration (Garment Pro-
ject 19-3EN-42)\$75.00

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Twenty-two Dollars and Two Cents (\$222.02) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construc-

tion (Hayes Park West
WPA Project 6069)\$222.02

**M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy**

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Twenty-two Thousand Five Hundred Sixty-six Dollars and Seventy-eight Cents (\$22,566.78) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction
(WPA Project 3531)\$ 22,566.78

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand, Seven Hundred Twenty-two Dollars (\$2,722.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction, Hayes Park East (WPA 6069-7)	\$ 807.50
--	-----------

Swimming Pool Construction Hayes Park West (WPA 6069-7)	722.00
Swimming Pool Construction Boylan Street (WPA 6069-7)	1,190.00
Swimming Pool Construction Clifton Avenue (WPA 6069-7)	2.50
	<hr/>
	\$ 2,722.00

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.
Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Two Thousand Seven Hundred Fifty-five Dollars and Eight-two Cents (\$2,755.82) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Project 3531)	\$ 2,755.82
---	-------------

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand, One Hundred Seventy-eight Dollars and Ninety-four Cents (\$1,178.94) be and the same hereby is appropriated to the persons named, as per certified list attached,

being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Sewer Construction	
WPA Project 4813-7	\$ 796.84
Sewer Construction	
WPA Project 3352-7	382.10
	<hr/>
	\$ 1,178.94

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Eighty Dollars and Forty-five Cents (\$380.45) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$ 314.43
Street Cleaning	5.00
Streets	14.00
Newark Airport	14.64
Toy Mending (WPA Project 5618-7)	2.50
City Planning (WPA Project 5358-7)	18.92
Street Construction (WPA Project 3531)	10.96
	<hr/>
	\$ 380.45

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Three Thousand Eight Hundred
Eighty-six Dollars and Fourteen
Cents (\$3,886.14) be and the same
hereby is appropriated to the persons
named, as per certified list attached,
being the gross amount of bills con-
tracted and chargeable to the Depart-
ment of Public Affairs, as follows:

Street Construction (WPA Project 3531-7).....	3,390.17
Street Construction (WPA Project 3531-7) ..	50.00
Sewer Construction (WPA Project 4813-7) ..	70.00
Sewer Construction (WPA Project 4813-7) ..	96.13
Sewer Construction (WPA Project 6131-7) ..	99.84
Sewer Construction (WPA Project 6131-7) ..	180.00
	<hr/>
	\$ 3,886.14

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Seventy-two Thousand, One Hundred
Ninety-eight Dollars and Sixty-one
Cents (\$72,198.61) be and the same
hereby is appropriated to the persons
named as per certified list attached,
being the gross amount of bills con-
tracted and chargeable to the Depart-
ment of Public Affairs, as follows:

Streets	\$ 1,692.62
City Clerk	152.49
Surveys	16.80
Street Cleaning	7,971.79
Public Lighting	31,347.45
Doremus Avenue Bridge	
Construction (General) ..	75.00
Motors	342.35
Docks	710.77
Sewers	101.65
House Sewer Connections..	56.29
Director's Office	895.36
Newark Industrial Com- mission	3,670.97
Newark Airport	18,147.79
	<hr/>
	\$ 72,198.61

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Five Hundred Forty-three Dollars and
Eighty-nine Cents (\$543.89) be and
the same hereby is appropriated to
the persons named, as per certified
list attached, being the gross amount
of bills contracted and chargeable to
the Department of Public Affairs, as
follows:

Water	\$142.59
Street Cleaning	9.84
Public Lighting	18.00
City Planning (WPA Project 5353-7)	33.20
Director's Office	15.82
Surveys	42.43
Streets	13.81
Motors	1.55
Newark Labor Relation Board	1.70
City Clerk	114.49
Sewers	24.88
Docks	9.16

Newark Airport	18.38
Toy Mending (WPA Project 5618-7)	4.05
Street Construction (WPA Project 3531-7)	87.05
Swimming Pool Construction (Hayes Park West) WPA Project 6069	6.94
	<hr/>
	\$543.89

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Twenty Dollars and Seventy-nine Cents (\$520.79) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Toy Mending (WPA Project 5618-7)	\$293.17
City Planning (WPA Project 5358-7)	126.91
Newark World's Fair Com- mittee (WPA Project)	100.71
	<hr/>
	\$520.79

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of

Forty-eight Thousand Six Hundred Dollars and Thirteen Cents (\$48,600.13) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly pay-
rolls, period July 1st to July 15th,
1939, both inclusive:

Director's Office	\$ 1,439.57
Newark Airport	1,309.99
Bureau of Lighting	420.00
Bureau of Streets	3,108.28
Sidewalks	216.66
House Sewer Connections..	380.82
Bureau of Sewers	1,119.14
Bureau of Street Cleaning..	4,077.41
Bureau of Surveys	3,109.16
Engineering Division	1,129.99
Bureau of Motors	1,740.13
Bureau of Water	18,931.33
Street Construction	2,915.79
Bureau of Docks	1,095.00
Newark Labor Relations	
Board	390.00
Sewer Construction	774.57
Airport Construction	1,515.00
Haynes Ave. Bridge Con- struction WPA	445.83
Haynes Ave. Bridge Con- struction General	200.00
City Clerk	3,183.23
Elections	390.00
Swimming Pool Projects...	780.33
	<hr/>
	\$ 48,600.13

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of One Hundred Three Dollars and Sev-

enteen Cents (\$103.17) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Sewer Construction (WPA
Project 4813-7)\$ 103.17

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand Two Hundred Eight Dollars (\$1,208.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water (WPA Project 649) \$ 196.00
Water (WPA Project 5249) 1,012.00

\$ 1,208.00

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-four Thousand Five Hundred Seventy-three Dollars and Eighty-six Cents (\$34,573.86) be and the same

hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending July 12, 1939:

Newark Airport\$ 2,601.05
Bureau of Motors 2,592.91
Bureau of Streets 1,568.57
Bureau of Sewers 890.99
House Sewer Connections.. 538.03
Bureau of Street Cleaning 16,419.76
Street Construction 563.04
Bureau of Docks 726.09
Bureau of Water 8,673.51

\$ 34,573.86

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Ninety-eight Dollars and Fifteen Cents (\$398.15) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (Hayes Park West)
WPA Project 1083\$ 236.98
Swimming Pool Construction (Hayes Park East)
WPA Project 1083 1.15
Swimming Pool Construction (Clifton Ave.) W
PA Project 1083 143.52
Swimming Pool Construction (Boylan Street) W

PA Project 1083 16.50
 \$ 398.15

M. Ellenstein
 Vincent J. Murphy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.
 Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Four Hundred Fifty Dollars and Nineteen Cents (\$450.19) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction\$450.19
 M. Ellenstein
 Pearce R. Franklin
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Ninety-one Dollars and Fifty Cents (\$91.50) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:
 Street Construction (WPA
 Project 3531)\$91.50

M. Ellenstein
 Pearce R. Franklin
 Vincent J. Murphy
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Eighty Dollars and Twenty Cents (\$180.20) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction\$180.20

M. Ellenstein
 Pearce R. Franklin
 Vincent J. Murphy
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, an emergency has arisen with respect to relief of poor; and,

WHEREAS, adequate provision was not made in the 1939 budget for the aforesaid purpose; and,

WHEREAS, R.S. 40:2-31, Chapter 23, P. L. 1939, provides for the creation of an emergency appropriation for the purpose, above mentioned; and,

WHEREAS, the total amount of emergency appropriations created for this purpose including the appropriation to be created by this resolution is \$2,135,200.00;

1. NOW, THEREFORE, BE IT RESOLVED, That an emergency appro-

priation be and the same is hereby made pursuant to R.S. 40:2-31, Chapter 23, P. L. 1939 in the total amount of Five Hundred Thousand Dollars (\$500,000.00).

1A. BE IT FURTHER RESOLVED, That said appropriations shall be provided for in full in the 1940 budget; and,

1B. BE IT FURTHER RESOLVED, That an "Emergency Note" not in excess of the above amount be hereby authorized pursuant to R.S. 40:2-31 and in accordance with the provisions of R.S. 40:2-40 and 40:2-41 and 40:2-43 to 40:2-46; and,

1C. BE IT FURTHER RESOLVED, That said note shall be dated July 20, 1939, may be renewed from time to time, and such note and any renewals thereof shall be payable on or before December 31, 1940; and

1D. BE IT FURTHER RESOLVED That a copy of this resolution be filed forthwith with the Commissioner of Local Government.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, an emergency has arisen with respect to relief of poor in connection with the bus transportation for relief persons on W. P. A. projects outside the City of Newark; and,

WHEREAS, adequate provision was not made in the 1939 budget for the aforesaid purpose; and,

WHEREAS, R. S. 40:2-41, Chapter

23, P. L. 1939, provides for the creation of an emergency appropriation for the purpose above-mentioned; and,

WHEREAS, the total amount of emergency appropriations created for this purpose including the appropriations created for the purpose including the appropriation to be created by this resolution is \$2,144,200.00.

1. NOW, THEREFORE, BE IT RESOLVED That an emergency appropriation be and the same is hereby made pursuant to R.S. 40:2-31, Chapter 23, P. L. 1939 in the total amount of Nine Thousand Dollars (\$9,000.00).

1A. BE IT FURTHER RESOLVED That said appropriations shall be provided for in full in the 1940 budget; and,

1B. BE IT FURTHER RESOLVED That an "Emergency Note" not in excess of the above amount be hereby authorized pursuant to R. S. 40:2-31 and in accordance with the provisions of R.S. 40:2-40 and 40:2-41 and 40:2-43 to 40:2-46; and,

1C. BE IT FURTHER RESOLVED That said note shall be dated July 20, 1939, may be renewed from time to time, and such note and any renewals thereof shall be payable on or before December 31, 1940; and,

1D. BE IT FURTHER RESOLVED That a copy of this resolution be filed forthwith with the Commissioner of Local Government.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, at the conference of the Board of Commissioners of The City of Newark, held November 30, 1938, Director Murphy recommended that Puder & Puder be engaged to prepare the budget of 1939, and Mr. L. Kranztohr, representing Puder & Puder, stated that the work for the 1938 budget cost Thirty-one Hundred Dollars (\$3,100.00), and that his firm would be willing to undertake the work in 1939 at a cost not to exceed the aforesaid amount, and on motion of Director Duffy, seconded by Commissioner Franklin, it was unanimously agreed that Director Murphy's request be complied with and that Puder & Puder be employed to prepare the budget at a cost not to exceed Thirty-one Hundred Dollars (\$3,100.00); and,

WHEREAS, there was placed in the 1939 budget sufficient funds to cover the cost of this budget preparation; and,

WHEREAS, Puder & Puder have completed the work of preparing the 1939 budget and have presented their bill in the amount of Thirty-one Hundred Dollars (\$3,100.00);

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the sum of Thirty-one Hundred Dollars (\$3,100.00) be and the same is hereby appropriated from the 1939 budget to Puder & Puder for the services performed by them in connection with the preparation of the 1939 budget, and that the Director of Revenue and Finance be and he is hereby empowered and instructed to make such payment to Puder & Puder.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Newark Housing Authority, the owner of premises No. 228 Orange Street, Newark, New Jersey, consisting of lands and buildings, has petitioned The City of Newark for an apportionment of outstanding taxes; and,

WHEREAS, at the time of the transferring of all her right, title and interest in said property by one Miss Helen Shaw, former owner thereof, to the said Newark Housing Authority, it was agreed that The City of Newark would accept a compromise settlement of the outstanding taxes on said premises; and,

WHEREAS, upon investigation of the present market values, it has been determined by appraisal made by and for the City of Newark, that the value of the said lands and building are \$1,875.00; and,

WHEREAS, the said Newark Housing Authority has offered the amount of \$1,875.00 in full satisfaction of all taxes, interest penalties and charges due and owing thereon, amounting to approximately \$2,900.00; and,

WHEREAS, authority for settlement is provided within Revised Statutes of 1927, 54:4-99-102;

NOW, THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the said City does hereby make an adjustment of the taxes, interest charges and penalties outstanding and due to the City of Newark on premises No. 228 Orange Street, owned by the Newark Housing Authority, as provided for in and by virtue of R. S. 1937, 54-4:99-102; and,

BE IT FURTHER RESOLVED, That the offer of the said Newark Housing Authority, the owner of said

property to pay to the said The City of Newark the sum of \$1,875.00 in full satisfaction of all outstanding taxes, interest charges and penalties in the amount of approximately \$2,900.00, be and the same is hereby accepted; it being established by appraisal that the present market value of the aforesaid premises is less than the amount due; and,

BE IT FURTHER RESOLVED, That the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to accept the said sum of \$1,875.00, in full satisfaction of all outstanding taxes, interest charges and penalties now due and owing to said City of Newark and to cancel the remained thereof over and above the said sum of \$1,875.00.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Charles Thomas has been the owner of premises known as No. 135 Sheffield Street, Newark, New Jersey, Block 2834, Lot 17 from and before 1935 to date; and,

WHEREAS, said premises have, during that time, been regularly assessed at a valuation of \$2,800.00, being Land \$1,200 and Building \$1,600.00; and,

WHEREAS, said assessment on the building of \$1,600.00, amounting to a tax of \$60.96 for 1936, \$59.04 for 1937 and \$73.76 for 1938 was erroneous because said building was demolished in the spring of 1935; and,

WHEREAS, in an affidavit furnish-

ed to the Board of Assessment and Revision of Taxes, one, Louis Dalessio states that he removed and tore down said building on or about May 10, 1935;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the assessment on the building on premises known as No. 135 Sheffield Street, Newark, Block 2834, Lot 17, being \$1,600.00 and amounting to a tax of \$60.96 for 1936; \$59.04 for 1937 and \$73.76 for 1938, be cancelled and that the Comptroller be and he is hereby authorized to cancel the same of record.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, George Policastro was the owner of the premises at 156 Broad Street, Newark, New Jersey, Block 522, Lot 29-30, on October 1st, 1936 and on October 1st, 1937, and was assessed for same by the City of Newark at a valuation of \$11,600.00 for the years 1937 and 1938, being \$7,800.00 on Land and \$3,800.00 on Improvements; and,

WHEREAS, George Policastro is an Honorably Discharge veteran and is entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property;

THEREFORE BE IT RESOLVED By the Board of Commissioners of the City of Newark, that the said George Policastro be granted an exemption of \$500.00, tax \$18.45 from the assessed value of his real estate, 156 Board Street, Block 522, Lot 29-30 for the year 1937, and that he also be granted

an exemption of \$500.00, tax \$23.05 from the assessed value of his real estate, Block 522, Lot 29-30, 156 Broad Street, for the year 1938, and that the Comptroller be and he is hereby authorized to change his records accordingly.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, William J. Kern is an Honorably Discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1938.

WHEREAS, On October 1st, 1937, William J. Kern was the owner of record of premises known and designated as Block 411, Lot 8, 104 Second Avenue, Newark, New Jersey, which was assessed at a valuation of \$3,300.00, tax \$147.52;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said William J. Kern be granted exemption of \$500.00, tax \$23.05 for 1938, from the assessed valuation on his property known as Block 411, Lot 8, 104 Second Avenue, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Bookkeeping Machines for the Department of Revenue and Finance, and Tires and Tubes and Rock Salt, for all Departments excepting Revenue and Finance.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.
Commissioner Byrne offered the following resolution:

WHEREAS, the Director of the Department of Parks and Public Property did solicit and obtain prices for the repairing of leak at hot water line in Men's side of Comfort Station and also adjust and repair drinking fountain at Hayes Park North, Broadway and Arlington Avenue, in The City of Newark; and

WHEREAS, the lowest price was Nine dollars and eighty-five cents (\$9.85), and did award the said contract to Benj. Cohen;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the action of the Director of the Department of Parks and Public Property in the matter aforesaid be and the same is hereby approved.

Jos. M. Byrne, Jr.
M. Ellenstein

Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the title of Martin Martinelli, employed as Manual Training Instructor at the Newark City Home at a salary of Twenty-one hundred dollars (\$2,100.00) per annum, be and the title is hereby changed to Teacher of Manual Training with no change in salary, the eligibility for this change a copy of which is herewith attached. The change in title to be effective as of July 16, 1939.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, by the Board of Commissioners of the City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the last half of July, 1939, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

WEIGHT AND MEASURES

Williard E. Reed, Superintendent, granted his annual two weeks vacation, with pay, commencing July 24th, 1939.

SHADE TREE

Hugh Cahill, Laborer-Tree Climbing,

granted his annual one week vacation, with pay, commencing July 24th, 1939.

Pasquale D'Aloia, Laborer, granted his annual one week vacation, with pay, commencing July 24th, 1939.

Ida Freund, Attendant, granted her annual one week vacation, with pay, commencing July 20th, 1939.

John McElroy, Laborer, granted his annual one week vacation, with pay, commencing July 23rd, 1939.

Anthony Segale, Laborer, granted his annual one week vacation, with pay, commencing July 24th, 1939.

Joseph Tortoriello, Laborer, granted his annual one week vacation, with pay, commencing July 13th, 1939.

Frank Cosgrove, Laborer, granted his annual one week vacation, with pay, commencing July 13th, 1939.

Anton Liskaski, Laborer, granted his annual one week vacation, with pay, commencing July 24th, 1939.

Hiram Williams, Laborer, granted his annual one week vacation, with pay, commencing July 13th, 1939.

Michael Green, Laborer, granted his annual one week vacation, with pay, commencing July 20th, 1939.

William Searpitta, Carpenter's Helper, granted one week of his annual two weeks vacation, with pay, commencing July 24th, 1939.

Carmelo Spera, Laborer, granted his annual one week vacation, with pay, commencing July 24th, 1939.

Victor Epper, Laborer-Tree Climbing, granted his annual one week vacation, with pay, commencing July 17th, 1939.

Sabato Grande, Laborer-Tree

Climbing, granted his annual one week vacation, with pay, commencing July 17th, 1939.

John Gaylord, Laborer, granted his annual one week vacation, with pay, commencing July 13th, 1939.

Charles Rone, Laborer, granted his annual one week vacation, with pay, commencing July 20th, 1939.

James O'Donnell, Laborer, granted his annual one week vacation, with pay, commencing July 27th, 1939.

Angela Faria, Attendant, granted her annual one week vacation, with pay, commencing July 20th, 1939.

Margaret McKinney, Attendant, granted her annual one week vacation, with pay, commencing July 27th, 1939.

DIRECTOR'S OFFICE

Helen Johnson, Senior Clerk-Stenographer, granted one week of her annual vacation, with pay, commencing July 17th, 1939.

PUBLIC BUILDINGS

Frank Veix, Painter, who was suspended on July 7th, 1939, waived a hearing and he was suspended from July 7th to July 15th, 1939, inclusive, without pay.

Charles Kinney, Cleaner, granted his annual two weeks vacation, with pay, commencing July 17th, 1939.

John Griffin, Elevator Operator, granted his annual two weeks vacation, with pay, commencing July 19th, 1939.

Hugh F. Shields, Clerk, granted his annual two weeks vacation, with pay, commencing July 17th, 1939.

Timothy Tansey, Cleaner, granted his annual two weeks vacation, with pay, commencing July 17th, 1939.

James McGill, Cleaner, granted his

annual two weeks vacation, with pay, commencing July 17th, 1939.

William Boland, Cleaner, granted his annual two weeks vacation, with pay, commencing July 17th, 1939.

Samuel A. Rosen, Clerk-Timekeeper, granted his annual two weeks vacation, with pay, commencing July 17th, 1939.

Jacob Roller, Cleaner, granted his annual two weeks vacation, with pay, commencing July 17th, 1939.

Nicholas Millilo, Laborer, granted his annual two weeks vacation, with pay, commencing July 17th, 1939.

Genaro Russo, Elevator Operator, granted his annual two weeks vacation, with pay, commencing July 17th, 1939.

Elias Ebrhams, Laborer, granted his annual two weeks vacation, with pay, commencing July 17th, 1939.

Michael Connelly, Elevator Operator, granted his annual two weeks vacation, with pay, commencing July 17th, 1939.

George P. Hertzog, City Hall Police, granted his annual two weeks vacation, with pay, commencing July 17th, 1939.

Louis Brown, Watchman, granted his annual two weeks vacation, with pay, commencing July 17th, 1939.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Director of the Department of Parks and Public Property submits the items, as hereinafter set forth, as obligations incurred by his Department, all of which we necessary in the conduct of its affairs and recommended for approval by the Director, who certifies as to correctness.

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the following purchases of materials, supplies and labor, by authority of the Director of the Department of Parks and Public Property, be and the same are hereby approved.

DIRECTOR'S OFFICE—

Bennett Oil Co., gasoline and oil, etc. during the month of June, 1939\$ 27.64
Burrelle's Clippings for May and June, 1939 5.00

PRINTING AND STATIONERY—

Addressograph Sales Agency, inspection from April 1, 1939 to July 1, 1939 4.00

PRINTING AND STATIONERY MISCELLANEOUS ADVERTISING—

Newark Evening News, miscellaneous advertising 20.84
Newark Ledger, miscellaneous advertising 13.08
Newark Ledger, advertising City Budget Disapproval and Changes 16.92
Newark Star Eagle, miscellaneous advertising 61.16
Newark Sunday Call, miscellaneous advertising 2.64

PUBLIC BUILDINGS—

Insurance Fund Commission, fire insurance on Power

Plant and Police Hdqtrs. 228.65

Max S. Kotler, locks and keys 2.15

E. B. Latham & Co., repairing, cleaning and adjusting water cooler 2.00

N. J. Beil Telephone Co., City Hall switchboard 936.50

N. J. Beil Telephone Co., direct wires 169.85

N. J. Commission for the Blind, furniture repairs 10.00

PUBLIC BUILDINGS, CITY OWN- ED PROPERTY—

Dept. of Public Affairs—Water rent at 229 Mulberry St. 10.93

Max S. Kotler, locks and keys 3.05

H. E. Nooney, Collector — Taxes on So. Grove St. property 176.79

SHADE TREE DIVISION—

Carl Bannwart, incidental expenses during May and June, 1939 1.06

Bennett Oil Co., gasoline, oils, etc. during, June, 1939 133.99

Burnet Tire & Battery Co., battery and cable for Truck C-3 5.00

Commonwealth Water Co., water at Nursery, March 3, 20 to June 14, 1939 8.40

DeCozen Motor Co., oiling and greasing Plymouth 2.25

Division of Printing and Stationery, supplies 6.99

Insurance Fund Commission, fire and theft insurance on Department cars and trucks 16.72

Insurance Fund Commission,
fire insurance on 3 Hayes
Parks Buildings 151.50

R. A. McDonough & Co., tire
repair on Plymouth 2.95

N. J. Bell Telephone Co., tele-
phone at Nursery 5.00
Public Service Electric & Gas
Co., electric at Parks 16.42

Sterling Motors Corp., repairs
to Sterling truck 2.80

And, following procedure established
during previous administration and
continuing since the following per-
sons for transportation and tele-
phone calls while in performance of
Shade Tree work during June, 1939,
to wit:

Cornelius J. Cronan 5.00
William C. Hicks 3.00
Walter R. MacPherson 5.00
Solomon Newbarth 5.00
Andrew J. Sweeney 5.00
Hugh P. Sweeney 5.00
Patrick J. Tansey 5.00
H. W. White, garage rent for
dump truck 7.00

SMOKE ABATEMENT—

Bennett Oil Co., gasoline, oil,
etc 14.03

WEIGHTS AND MEASURES—

Bennett Oil Co., gasoline and
oil 8.03

Insurance Fund Commission,
fire and theft insurance on
Department cars 5.50

Willard E. Reed, trial pur-
chases 6.22

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.
Mayor Ellenstein offered the fol-
lowing resolutions:

WHEREAS, Thomas J. Donovan
was temporarily appointed Principal
Assistant Superintendent, Depart-
ment of Public Affairs, Bureau of
Street Cleaning, on August 16, 1937;
and

WHEREAS, his name has been cer-
tified by the Civil Service Commis-
sion as being eligible for permanent
appointment to the said position;

THEREFORE BE IT RESOLVED
that he be and he hereby is appoint-
ed to the position of Principal Assist-
ant Superintendent in the Department
of Public Affairs, Bureau of Street
Cleaning, at the same compensation
now being received by him, \$3,600 per
annum, effective with the close of
business July 1st, 1939.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that John J. Del Fat-
tore, temporarily appointed Clerk in
the Division of Water, Department of
Public Affairs, at a compensation of
\$2,250 per annum, effective Decem-
ber 16, 1936, and Henry J. Haussling,
Jr., temporarily appointed Clerk in
the Division of Water, Department of
Public Affairs, at a compensation of
\$2,280 per annum, effective December
16, 1936, and whose names have been
certified by the Civil Service Commis-

... eligible for permanent appointment, be and they hereby are appointed to the position of Clerk in the Division of Water, Department of Public Affairs, at the same compensation now being received by them, effective July 1, 1939.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the following Clerks in the Department of Public Affairs were temporarily promoted to the first salary set opposite their respective names; and

WHEREAS, the Civil Service Commission have advised that these employees failed to reach a position on the eligible list promulgated as a result of a promotion examination, entitling them to permanent promotion beyond their respective grades; and

WHEREAS, the Civil Service Commission have refused certification of the names of these men after June 30, 1939;

THEREFORE BE IT RESOLVED, that the following employees be reduced to the second salary set opposite their respective names which said salary is the maximum of their respective grades, effective July 1, 1939:

Nicholas Forcella, Clerk, from \$2,100 to \$2,000.

Harry Aston, clerk, from \$2,100 to \$2,000.

William Tropp, Senior Clerk, from \$2,200 to \$2,000.

Harry W. Douglas, Clerk, from \$2,700 to \$2,500.

Nathaniel J. Wood, Clerk, from \$2,700 to \$2,500.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Board of Commissioners of the City of Newark did by resolution, increase the compensation of sixteen (16) foremen in the Bureau of Street Cleaning, Department of Public Affairs, effective August 12, 1937; and

WHEREAS, the Civil Service Commission directed that a promotion test be held, open to foremen who were serving in the \$1,501 to \$2,000 grade, and approved the temporary employment of these foremen in the higher grade position pending the result of said test; and

WHEREAS, The Civil Service Commission did promulgate an eligible list as a result of the said test; and

WHEREAS, The Civil Service Commission did certify the names of the following employees in the order named as eligible for appointment to the position of Foremen in the higher grade; and

WHEREAS, it is necessary to make adjustments in the salary of certain of these employees to put them on an equitable basis, in accordance with the statute and the rules of the Civil Service Commission;

THEREFORE BE IT RESOLVED,

that the following employees in the Department of Public Affairs, be and they hereby are appointed Foremen in the Department of Public Affairs in the bureau and at the compensation set opposite their respective names, effective June 29, 1939:

Alfred Del Negroe, Street Cleaning, from \$42.00 to \$44.00 a week.

Salvatore T. Buonerba, Street Cleaning, from \$42.00 to \$44.00 a week.

Walter H. Southard, Street Cleaning, from \$42.00 to \$44.00 a week.

Edgar A. Henicker, Water, from \$38.00 to \$44.00 a week.

John F. Dougherty, Street Cleaning, from \$38.00 to \$44.00 a week.

Charles Leonardis, Street Cleaning, from \$44.00 to \$44.00 a week.

James Murray, Street Cleaning, from \$42.00 to \$44.00 a week.

William H. Mack, Street Cleaning, from \$44.00 to \$44.00 a week.

Thomas Saratella, Street Cleaning, from \$42.00 to \$42.00 a week.

Jerry Fancere, Street Cleaning, from \$42.00 to \$42.00 a week.

Anthony J. Reitz, Street Cleaning, from \$38.00 to \$42.00 a week.
from \$38 Clean-wing

Joseph Bisogna, Street Cleaning, from \$38.00 to \$42.00 a week.

Raphael Caprio, Street Cleaning, from \$38.00 to \$42.00 a week.

Edward Schuler, Street Cleaning, from \$42.00 to \$42.00 a week.

Michael D'Amore, Street Cleaning, from \$42.00 to \$42.00 a week.

M. Ellenstein

Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nay: Commissioner Byrne.

The following communication was received and read:

The City of Newark, New Jersey

July 19, 1939

The Board of Commissioners of
The City of Newark,
City Hall,
Newark, New Jersey.

Gentlemen:

The term of the late Mr. C. W. Feigenspan as a member of the Sinking Fund Commission expired on January 1st, 1939, and therefore a vacancy exists on that Commission.

By virtue of the power and authority vested in me under an Act of the Legislature of this State, entitled:

"An Act concerning sinking funds and sinking fund Commissions" approved March 29, 1917, and the Acts amendatory thereto and supplemental thereto,

I am, by and with the consent of your body, appointing Mr. William B. Harding, a resident taxpayer on real estate, a member of the Sinking Fund Commission for the term expiring January 1, 1942.

Very truly yours,

M. C. Ellenstein,
Mayor.

Ordered filed.

Mayor Ellenstein offered the following resolution:

WHEREAS, Meyer C. Ellenstein, Mayor of the City of Newark, by and with the consent of this governing body, has this day appointed William B. Harding a member of the Sinking Fund Commission of The City of Newark, for a term of three years from January 1, 1939;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the action of the said Meyer C. Ellenstein, Mayor of the City of Newark, in appointing said William B. Harding a member of said Sinking Fund Commission of The City of Newark for a term of three years from January 1, 1939; be and the same is hereby ratified and confirmed; and our consent to said appointment is hereby given; and

BE IT FURTHER RESOLVED, that said William B. Harding give a bond, with corporate security, in the sum of Five thousand dollars (\$5,000.00) for the faithful performance of said office.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: I think, before we proceed with the zoning matters, that I should bring to the attention of the Commissioners this \$91,000,000 reduction which has come to the attention of the Commission, and the matter ought to be referred to the Law Department to determine what the attitude of the County Tax Board is going to be and what procedure the City is to follow in getting an allowance of the \$91,000,000 ratables in the 1940 budget. I will entertain a

motion that the matter be referred to the Law Department, to communicate with the County Tax Board.

Commissioner Murphy: I would like to say, Mr. Mayor, coming up here a few weeks ago it was referred to by that resolution and the Law Department have been asked to help, and so far I have got a report from the Auditor's office and also from the Tax Board and also from the auditing firm of Puder and Puder and I am waiting now for a report of the Law Department so that I can submit the whole thing here to the City Commission. Just as soon as I get the Law Department's report I will be ready to submit it.

Mayor Ellenstein: I will entertain a motion that the matter be referred to the Law Department, for the Corporation Counsel to learn what the attitude of the County Tax Board is going to be in giving an allowance to Newark on that \$91,000,000 that was paid for by the City of Newark throughout 1935, 1936, and 1937 when Newark paid more than \$700,000, as I have computed it, in county and state taxes, and soldiers' bonus taxes.

Commissioner Murphy: I still think Mr. Mayor, that the Director of Revenue and Finance, who is to some extent chargeable with those duties, I think while the previous action by the Commission is a proper one so I can report here to the Commission, the Law Department in conjunction with the Revenue and Finance Department—

Mayor Ellenstein: What is the objection of the Law Department finding out from the County Tax Board what their attitude is going to be in giving an allowance of the \$91,000,000 in next year's tax ratables?

Commissioner Franklin: To bring the matter to a head I move that it be referred to the Law Department for

the purpose of determining whether the county is going to make an allowance to us on the basis of \$91,000,-000 in assessments for 1940.

Commissioner Byrne: They should work with Director of Revenue and Finance.

Mayor Ellenstein: The motion is made that the matter be referred to the Law Department for the Law Department to find out from the County Tax Board whether the \$91,000,000 reduced from the Public Service gross receipts franchise tax will be allowed to the City of Newark as a reduction in next year's tax rolls, and that the Law Department work in cooperation with the Director of Revenue and Finance for a solution of this problem.

All in favor of the motion say aye, contrary no, and the Clerk will call the roll.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Grace DiGeso (Howard Savings Institution, owner); for the manufacture of children's dresses in a 1st business district; premises 440 Fifteenth Avenue; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Rankin (Secretary to the Board of Adjustment):

There were no objectors.

Mayor Ellenstein: I will entertain a motion that the action of the Adjustment Board be concurred in.

Commissioner Franklin: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Helen T. Wozniak (Teakla Bereto, owner); for the establishment and operation of a beauty shop above the ground story in a 1st business district; premises 707 South Eighteenth Street; such use to be limited to the period of one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board

of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Raynor Auto Service (National Newark and Essex Banking Co., owner); for the installation of two gasoline pumps adjoining present gasoline station in a 1st industrial district; premises 937-941 Raymond Boulevard (50-70 Jersey Street); same to run concurrently with the gasoline station at 939-943 Raymond Boulevard for the period ending April 14, 1945;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Morty Brown (Franklin Savings Institution of Newark and P. Piraino, owners); for the establishment and operation of an automobile parking station in a 2nd business district; premises 126-128 Commerce Street; on condition that there be only one eighteen-foot driveway on the McCarter Highway side of the property and that a fence be erected along the Commerce Street side; same to be operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the

same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Murphy: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

City of Newark, New Jersey
Department of Revenue and Finance

July 18, 1939.

Hon. Harry S. Reichenstein,
City Clerk,
City Hall, Newark, New Jersey.

July 19, 1939.

Dear Sir:—

Attached hereto is the Annual Report submitted by Puder & Puder for the year 1938.

This report contains, as you will see, much valuable information. I trust you will give this report your undivided attention and will submit to me any reaction you get therefore.

Very truly yours,
Vincent J. Murphy,
Director.

Commissioner Franklin moved that the report be accepted and filed, and that the City Clerk be authorized to insert the usual advertisement.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy suggested that a conference meeting be held next Tuesday at eleven A. M. for the purpose of discussing the vacancy in the City Commission and any other matters pertaining to the departmental set-up.

Commissioner Byrne moved that a vote be taken on the resignation.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk read the resignation of Commissioner Duffy.

City of Newark, New Jersey
June 16, 1939.

To the Board of Commissioners
of the City of Newark, N. J.

Gentlemen:

I hereby tender my resignation as City Commissioner of the City of Newark, N. J., effective Wednesday, June 21st, 1939.

Although I have had this action in mind for a long period I have put it off from time for various reasons, one of them being that I did not want to quit under fire. However, I have been exonerated of the charges against me, the budget for the Department of Public Safety has been set up and the time come when I am compelled, by order of my physicians, to decide between remaining in public office or suffering a complete physical breakdown.

I have, in all my years in public office, always performed my duties to the best of my ability, having in mind despite adverse criticism, the best interests of Newark, my native city.

It is with a feeling of deep regret that I am leaving the scene of my official life, but I shall always carry with me the knowledge that the citizens have twice honored me with elective office, for which I am truly thankful.

I shall never forget the many friends I have made in my official life and I cannot speak too highly of the members of my so-called "cabinet" who have given loyal and conscientious service to the City of Newark.

I wish to express my appreciation to my colleagues on the City Commission, to the gentlemen of the Press and to the various sincere civic groups who have made my burden lighter by their unselfish support for the many innovations in the Department of Public Safety which were initiated by me, such as the Radio and Emergency Division and the Police and Fire Training Academy.

Sincerely yours,
M. P. Duffy,

Director, Department of Public
Safety.

Commissioner Murphy moved that action on the acceptance of the resignation be deferred until after a conference. The motion was not seconded.

Commissioner Byrne moved the acceptance of Director Duffy's resignation. Commissioner Franklin seconded the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas Commissioners B y r n e,
Franklin, Mayor Ellenstein.

Commissioner Murphy voting No.

Mayor Ellenstein declared the resignation of Director Duffy accepted.

The following communication was received and read:

Anthony F. Minisi
Counsellor-at-Law

Newark, N. J., July 18, 1939.

Mayor Meyer C. Ellenstein,
City Hall,
Newark, N. J.

Honorable Sir:

I understand that Director Duffy's resignation will be acted upon at tomorrow's Commission meeting. The next step will be the selection of someone to fill the vacancy.

It is gratifying to me that you have announced that the post would go to an American of Italian extraction. With this I am heartily in accord, not only because Italians in the City of Newark constitute so large a percentage of the population, and have played so important a role in community affairs, but also because one of their number was elected in 1933 and ran sixth in the last City Commission election in 1937.

It has been brought to me that both you and Director Franklin have expressed yourselves as recognizing my claims to consideration for the vacancy.

I feel that I have a greater claim to the office which is to be filled than anyone else who has thus far been mentioned. In 1933 I was elected to the City Commission and again in 1937, thirty thousand citizens indicated their faith in me by voting for

me. This large vote I obtained notwithstanding the criticism and unfounded charges which were levelled at me before and during the campaign. The voters, however, recognized my record as a public official, and of this record I am proud.

As Director of Parks and Public Property, I was responsible for a reduction of twenty-five per cent. in the department's budget below the amount expended by my predecessor in 1932. As Director of Revenue and Finance I helped strengthen the financial structure of the City so that Newark was able to borrow money at one per cent. from local banks, whereas, previously, we were not able to obtain a loan at six per cent. The only long term bond issue which I handled carried an interest charge of less than two and three-quarter per cent. These money rates which prevailed during my administration were the lowest in the City's history.

Just before I left office in 1937, I was responsible for the collection of Two million dollars in taxes from a large corporation which had been in Newark for forty-eight years without paying any taxes at all. As a result of this, the tax rate for the year 1937 was reduced to 3.69. Tax collections while I was in the Department of Revenue and Finance reached a record breaking high,—78.43% in 1936. When I turned my Department over to my successor, there was Five and one-half million dollars in cash in the City Treasury with all bills paid.

The foregoing was not accomplished without hard work. Great personal sacrifice were involved. I neglected my law practice. My wife and children were deprived almost entirely of my companionship. It was my misfortune to hold public office during the worst years of the depression, at a time when no matter what one did inspired criticism and condemna-

tion from some quarters. I gave the City of Newark the best that I had to give, and that the people generally understood this was reflected in the vote which I polled in 1937.

I have no desire to return to Municipal Office at this time. Thanks to the influence of the few but powerful enemies that I made while in office, I am now in a position where for the first time in my life, I am required to defend my honor and good name. I served the United States as an army officer during the World War. I served the State of New Jersey and the County of Essex as a member of the Legislature and as a Judge. I have practiced law for over twenty years. At no time during this career was any criticism ever levelled at me in connection with my conduct either in private or public life. As much as I enjoyed the opportunity to serve the people of the City of Newark as City Commissioner, the rewards for this service have been meager and include the attempt of a small group of political enemies to destroy the reputation which I have labored a lifetime to construct.

Under present circumstances, I do not feel that I want my name to be considered for appointment to the City Commission, and I am withdrawing my name in an effort to bring harmony among my people. However, I wish to commend Director Franklin and you for your decision to support an Italian American for the post. As a logical contender for the post, I urge the Commissioners to select an aspirant of Italian American extraction. I feel that, having withdrawn my name from consideration, I am in a better position to assert the claim of my people for representation in the governing body of the City. The names of many candidates have been mentioned. As a leader in Italian American circles, I urge my people, if possible, to reduce the number of contenders to a minimum, to in-

sure the selection of one of them. I am confident that if the matter is approached in a spirit of self sacrifice, such as I am making, the number of Americans of Italian extraction aspiring to the vacant position will be reduced to a small number from among whom a selection should be certain.

I take the opportunity here to express to the thousands of citizens and the scores of organizations who, without solicitation or encourageent of any kind from me, have been active in advancing my candidacy. This mass demonstration of confidence in me in the face of an organized effort in certain quarters to discredit me is an experience which I will forever cherish. To you and Director Franklin for recognizing the claims of my people, my heartfelt thanks.

I trust your colleagues will support your position.

Sincerely yours,
Anthony F. Minisi.

Mayor Ellenstein: If there is no objection the letter will be received and filed.

Commissioner Murphy moved that the matter of filling the vacancy be deferred until next Wednesday's regular meeting at which time any other matter that pertains to City business can be taken up.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nayes: Commissioner Byrne.

Commissioner Franklin: Mr. Mayor, in the interim, this week, the Department of Public Safety will be without a nominal head and I think in the meantime, so that that depart-

ment remains intact and to meet the objections made by Commissioner Byrne in the past, I move you that Deputy Director Leo Cluesmann be continued temporarily in the capacity of Deputy Director of that department as well as the other members of the official family in that department, until next Wednesday, as Acting Director.

Commissioner Franklin offered the following resolution:

WHEREAS, Michael P. Duffy, a member of the Board of Commissioners, and the Director of the Department of Public Safety of the City of Newark, has tendered his resignation as such Commissioner, and his resignation has been accepted by the Board of Commissioners of the City of Newark; and

WHEREAS, by reason thereof, he is disqualified to perform the duties of Director of the Department of Public Safety of the City of Newark; and

WHEREAS, there is at present, by reason of the premises, no person authorized by law to perform such duties;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that Leo Cluesmann be, and he is hereby designated to act in the place and stead of Michael P. Duffy, and to act as the Acting Director of the Department of Public Safety of the City of Newark temporarily by reason of the disqualification of the said Michael P. Duffy, and until the successor to Michael P. Duffy as Director of the Department of Public Safety be selected and assigned; and at the same salary he is now receiving as Deputy Director of the Department of Public Safety.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

Commissioner Byrne: Since I moved for the nomination today, I think to be consistent I am going to vote against this. I think that if we are not going to fill it today that the Mayor temporarily should be in charge of the department of Public Safety, and he has the right, I believe, under the law to designate anyone he sees fit. He can continue Mr. Cluesmann there as Acting Director.

Mayor Ellenstein: I have a resolution here; as a matter of fact I took it up with Mr. O'Brien, and I have a resolution before me authorizing Mr. Cluesmann as acting director, and I think that Mr. Cluesmann ought to be continued as acting director of Public Safety. It is a mere technicality, because the question arises as to whether, since the resolution legally authorizes him as acting director through the creation of the vacancy, whether he could be acting director in the absence of any director at all. It seems to me that Mr. Cluesmann ought to be designated temporarily as acting director.

Commissioner Byrne: I agree with you partly, but I do feel it was wrong not to vote for a successor to fill the vacancy today. If we cannot do that I think a commissioner ought to be put in charge of the Department of Public Safety, somebody elected by the people or by us.

Mayor Ellenstein: Of course, as to having someone elected today I had no objection to that. I do not see that anything could be gained by it. There would not be very much likelihood of getting a majority voted settled on one candidate. I think that delaying it for one week would give the commissioners an opportunity to turn over in their minds the best candidates who, in their opinion, are available, and I do not see any harm in delaying it. It has been rather a trying day for me and I am anxious that the meeting come to a termina-

tion. In the meantime I think that Mr. Cluesmann ought to be designated as the acting director.

Commissioner Byrne: I think that is defeating the very purpose of the Walsh act. I think we ought to move one way or the other, and I would like to get an opinion from the Law Department as to whether a vote of 2-1-1 makes a majority. I maintain that three votes are a majority.

Mayor Ellenstein: You can get an opinion on that. You couldn't get that immediately but I think such an opinion ought to come forward.

Commissioner Byrne: Don't you think that such an opinion ought to come forward before the commissioner is chosen?

Mayor Ellenstein: It was my intention to bring it to the attention of the three commissioners, to put them on notice, what the law is and what the probability is of getting into litigation if two of the commissioners are going to vote for one man, one for another and one for another. There is a grave question as to whether or not the one who receives two votes will be elected in accordance with the act, but I think, at any rate, whether it is so or not that all the commissioners ought to be apprised of it so that they know just exactly what they are doing. My own views are that you ought to take one candidate at a time and either vote for him or against him, and in that case no legal complication can arise.

Commissioner Murphy: It seems to me the only fair way to do it.

Commissioner Byrne: Don't you think we ought to agree that we will not choose a candidate unless he gets three votes?

Mayor Ellenstein: We cannot change the state law but if that is an

agreement among the commissioners, that is perfectly all right with me. I will pledge you my word that I will not concede to the election of anyone to fill the vacancy unless we have three votes, but I can't control the legal interpretation as to what was passed by the Legislature.

Commissioner Byrne: I think that is not only the fair thing to do—I think it is the fair thing to do.

Mayor Ellenstein: It is a question as to whether it is the legal thing, and, as far as the fair thing, it ought to be done that way. It is understood that none of the commissioners will, at least, take advantage of it in this respect, unless three of the commissioners vote for a prospective candidate.

Commissioner Murphy: The only angle that may come up—I am not a fast thinker—I am trying to figure that out. Suppose, for instance, that some member of the Commission, maybe myself, may become critically ill and laid up for several months?

Mayor Ellenstein: If that contingency does arise I think we can get together and, as gentlemen, withdraw—

Commissioner Murphy: I think the expression was on the basis that we are all available to be here?

Mayor Ellenstein: Of course, if nothing unforeseen happens.

Commissioner Byrne: I think the Law Department ought to advise Director Murphy.

Commissioner Murphy: I ask for an opinion from the Law Department.

What is the resolution? Read it.

(The City Clerk read the resolution designating Leo Cluesmann to act as Deputy Director of the Department of Public Safety.)

Director Franklin. I so move you.

Commissioner Murphy: I second it.

Mayor Ellenstein: That is in accordance with the law.

Commissioner Murphy: Does that in any way adjust the salary range between the deputy and the director?

Mayor Ellenstein: The salary remains the same.

Commissioner Murphy: I am just wondering. It may become a question in some people's minds.

Mayor Ellenstein: All in favor of the resolution will signify by saying aye, contrary no, and the Clerk will call the roll.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nays: Commissioner Byrne.

Commissioner Franklin: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOE. M. BYRNE, JR.
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN
City Clerk.

Newark, N. J., July 26, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Daylight Saving Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

The minutes of the previous meeting were read and approved.

The City Clerk presented "An Ordinance providing for the issuance of \$80,000 Equipment Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Franklin: I move that the ordaining clause of this ordinance be stricken.

Commissioner Murphy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Three Thousand Six Hundred Sixty-three Dollars and Seventy-five Cents

(\$3,663.75) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Police Courts	\$ 1.50
Surety Bonds	2,812.50
Tax Board	849.75
	<hr/>
	\$ 3,663.75

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Fourteen Thousand, Seventy-one Dollars and Sixty-nine Cents (\$14,071.69) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—	
Administration	\$ 11,012.59
Reserve for 1938	
Liabilities (Emergency	
Administration)	8.00
Newark City Home	3,051.10
	<hr/>
	\$ 14,071.69

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Hundred Thirteen Dollars (\$613.00) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Band Concerts\$613.00

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Three Thousand, Two Hundred Eighty nine Dollars and Eight-four Cents (\$3,289.84) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending July 19th and July 22nd, as follows:

Shade Tree\$ 2,001.84
Public Buildings 1,288.00
\$ 3,289.84

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eight Thousand Eight Hundred Ninety-eight Dollars and Forty Cents (\$8,898.40) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Director's Office	\$ 32.64
Printing and Stationery—	
Dedicated Revenue	1,534.41
Printing and Stationery—	
Miscellaneous Advertis-	
ing	114.64
Shade Tree—Dedicated	
Revenue	303.75
Public Buildings	5,215.69
Public Buildings—City	
Owned Property	190.77
Shade Tree	450.39
Smoke Abatement	14.03
Weights and Measures	61.65
W.P.A. Project 3-7-1066.....	460.74
W.P.A. Project 5037-7	19.69
Advertising St. Patrick's	
Day	500.00
	<hr/>
	\$ 8,898.40

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Seventeen Thousand, Eight Hundred Ninety-nine Dollars and Seventy-eight Cents (\$17,899.78) be and the same hereby is appropriated to the persons named. as per certified list

attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$ 17,899.78

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Fifty-seven Dollars and Twelve Cents (\$357.12) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$357.12

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-five Thousand Five Hundred Eight Dollars and Forty-six Cents (\$35,508.46) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending July 19, 1939:

Newark Airport	\$ 2,696.80
Bureau of Motors	2,654.45
Bureau of Streets	1,577.05
Bureau of Sewers	868.53
House Sewer Connections..	482.58
Bureau of Street Cleaning..	17,040.00
Street Construction	600.72
Bureau of Docks	726.00
Bureau of Water	8,862.33
	<hr/>
	\$ 35,508.46

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand, Eight Hundred Sixty-five Dollars and Nineteen Cents (\$1,865.19) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Doremus Avenue Bridge	\$ 900.00
Newark World's Fair Committee	284.33
Street Cleaning	198.00
Newark Airport	42.90
Doremus Avenue Bridge	
(PWA account)	421.70
Street Construction	17.76
	<hr/>
	\$ 1,865.19

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

That the sum of Five Thousand, Three Hundred Sixty-six Dollars and Sixteen Cents (\$5,366.16) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction	
(WPA Project 3531-7)....\$	4,803.92
Street Construction	
(WPA Project 3531-7)....	16.00
Sewer Construction	
(WPA Project 4813-7)....	104.16
Sewer Construction	
(WPA Project 4813-7)....	136.09
Sewer Construction	
(WPA Project 6131-7)....	240.00
Sewer Construction	
(WPA Project 6131-7)....	66.09
	<hr/>
	\$ 5,366.16

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin. Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Thousand Dollars (\$100,000.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Public Affairs, as follows:

Purchase Port Newark	
Army Base	\$100,000.00

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following bonds be and the same are hereby approved:

KEEPER OF JUNK SHOP:

Paul Chasen, 40 Lillie Street.

T. Fiore & Sons, 216 Delancy Street.

Thomas Cristello, 177-9 Pulaski, cor. Delancy Street.

Louis Halperin, 20 Boyd Street.

AUCTIONEER:

Samuel Lerman, 60 Mulberry Street.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, The Board of Commissioners by resolutions duly adopted on January 4, 1939, January 25, 1939, and March 22, 1939, made temporary appropriations aggregating Two Million, One Hundred Thirty-five Thousand, Two Hundred Dollars (\$2,135,200) for relief of the poor during the current fiscal year, and One Million Dollars (\$1,000,000) of such sums so appropriated has been included in the Budget for the current fiscal year

heretofore adopted by the Board of Commissioners, with the approval of the Local Government Board of New Jersey, and the sum of One Million, One Hundred Thirty-five Thousand, Two Hundred Dollars (\$1,135,200) appropriated by said resolutions and not included in the Budget for the current year constitutes an emergency appropriation under section 40:2-31 of the Revised Statutes, and the Board of Commissioners wishes to confirm the appropriation of said sum of One Million, One Hundred Thirty-five Thousand, Two Hundred Dollars (\$1,135,200) included in such temporary appropriations and to reappropriate said sum to the relief of the poor; and,

WHEREAS, an emergency has arisen with respect to the relief of the poor in the City of Newark; and,

WHEREAS, no adequate provision was made in the 1939 budget for the aforesaid purpose; and,

WHEREAS, R.S. Section 40: 2-31 provides for the creation of an emergency appropriation for the purpose above mentioned; and,

WHEREAS, the total amount of emergency appropriations created during the fiscal year 1939, including the appropriation to be created by this resolution, is Two Million, One Hundred Forty-four Thousand, Two Hundred Dollars (\$2,144,200), and three per centum of the total current operating appropriations in the budget for 1939 is Four Hundred Ninety-five Thousand, Two Hundred and Nine Dollars (\$495,209.00).

1. NOW, THEREFORE, BE IT RESOLVED, That an emergency appropriation for said purpose be and the same is hereby made pursuant to R. S. Section 40:2-31 in the total amount of One Million, One Hundred Thirty-five Thousand, Two Hundred Dollars (\$1,135,200); and that such emergency appropriation shall be deemed to have been made in lieu of said ap-

propriation of One Million, One Hundred Thirty-five Thousand, Two Hundred Dollars (\$1,135,200) included in said temporary appropriations and this resolution shall be deemed to be an additional and independent authorization of such emergency appropriation.

1A. BE IT FURTHER RESOLVED That said appropriation shall be provided for in full in the 1940 Budget; and,

1B. BE IT FURTHER RESOLVED That an "Emergency Note" or "Emergency Notes" not in excess of the above amount be hereby authorized pursuant to R.S. Section 40:2-31 and in accordance with the provisions of R.S. Sections 40:2-40 and 40:2-41 and 40:2-43 to 40:2-46, and

1C. BE IT FURTHER RESOLVED That said note shall be dated July 28, 1939, may be renewed from time to time, and such note and any renewals thereof shall be payable on or before December 31, 1940; and,

1D. BE IT FURTHER RESOLVED That a copy of this resolution be filed forthwith with the Commissioner of Local Government.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Board of Commissioners by resolutions duly adopted on January 4, 1939, January 25, 1939 and March 22, 1939, made temporary appropriations aggregating \$2,135,200 for relief of the poor during the current fiscal year and \$1,000,000 of such

sums so appropriated has been included in the budget for the current fiscal year heretofore adopted by the Board of Commissioners, with the approval of the Local Government Board of New Jersey, and the sum of \$1,135,200 appropriated by such resolution and not included in the Budget for the current year constitutes an emergency appropriation under Section 40:2-31 of the Revised Statutes, and has been reappropriated to the relief of the poor by resolution adopted on July 26, 1939; and,

WHEREAS, the Board of Commissioners has by resolution duly adopted on the 15th day of June, 1939, made an emergency appropriation of the sum of \$500,000 for the relief of the poor, and

WHEREAS, the Board of Commissioners has by resolution duly adopted on the 19th day of July, 1939, duly made an appropriation of \$500,000 for the relief of the poor; and,

WHEREAS, the Board of Commissioners desires to provide for such emergency appropriations by the issuance of emergency notes as herein-
FORE,

The Board of Commissioners of the City of Newark Do Resolve as follows:

Section 1. To meet said emergency appropriations there shall be issued notes of the City of Newark of the aggregate principal amount of \$2,135,000 to be designated "Emergency Notes" and to be dated the 28th day of July, 1939, and to be payable on the 28th day of October, 1939. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum and shall be payable at maturity.

Section 2. Each of said notes shall be signed by the Director of the De-

partment of Revenue and Finance and shall be countersigned by the Mayor and City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

Section 3. The power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes at one time or from time to time in the manner provided by law.

Section 4. Said Director of the Department of Revenue and Finance is hereby directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board next succeeding the sale of such notes so sold.

Section 5. All resolutions heretofore adopted by the Board of Commissioners, providing for the issuance of notes to meet said emergency appropriations, are hereby rescinded to the extent that such resolutions are inconsistent with this resolution.

Section 6. It is hereby determined pursuant to Section 40:2-31 of the Revised Statutes of New Jersey that each of said emergency appropriations is required to meet a pressing need for public expenditure to protect or promote the public health, safety, morals or welfare or to provide for the relief of the poor of said City.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

GOLDMAN, SACHS & CO.
30 Pine Street

New York, July 24, 1939.

Board of Commissioners of the
City of Newark,
New Jersey.

Gentlemen:

The undersigned is the owner and holder of the following outstanding \$65,000 bonds of the City of Newark, New Jersey, consisting of sixty-five bonds of the denomination of \$1,000 each, viz.:

- (1) \$5,000 Public Improvement Bonds dated April 1, 1923, payable April 1, 1946, bearing interest at the rate of four and one-half per centum ($4\frac{1}{2}\%$) per annum, payable semi-annually on April 1st and October 1st, consisting of five bonds numbered from 533 to 537, inclusive, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on March 6, 1923.
- (2) \$5,000 Port Newark Improvement Bonds dated October 1, 1923, payable October 1, 1947, bearing interest at the rate of four and one-half per centum ($4\frac{1}{2}\%$) per annum, payable semi-annually on April 1st and October 1st, con-

sisting of five bonds numbered from 256 to 260, inclusive, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on September 4, 1923.

- (3) \$11,000 Passaic Valley Sewer Bonds dated October 1, 1923, payable October 1, 1947, bearing interest at the rate of four and one-half per centum ($4\frac{1}{2}\%$) per annum, payable semi-annually on April 1st and October 1st, consisting of eleven bonds numbered from 510 to 520, inclusive, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on September 4, 1923.
- (4) \$4,000 Water Bonds dated October 1, 1923, payable October 1, 1947, bearing interest at the rate of four and one-half per centum ($4\frac{1}{2}\%$) per annum, payable semi-annually on April 1st and October 1st, consisting of four bonds numbered from 246 to 249, inclusive, reciting that they are issued pursuant to and duly adopted by the Board of Commissioners of the City of Newark on September 4, 1923.
- (5) \$10,000 Public Improvement Bonds dated December 15, 1927, payable December 15, 1947, bearing interest at the rate of four and one-quarter per centum ($4\frac{1}{4}\%$) per annum, payable semi-annually on June 15th and December 15th, consisting of ten bonds numbered from 591 to 600, inclusive, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on November 1, 1927.

(6) \$10,000 Port Newark Improvement Bonds dated December 15, 1927, payable December 15, 1947, bearing interest at the rate of four and one-quarter per centum (4¼%) per annum, payable semi-annually on June 15th and December 15th, consisting of ten bonds numbered from 587 to 596, inclusive, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on November 1, 1927.

(7) \$1,000 Sewer Bond dated August 1, 1934, payable August 1, 1947, bearing interest at the rate of five and one-quarter (5¼%) per centum per annum, payable semi-annually on February 1st and August 1st, consisting of one bond numbered 241, reciting that it is issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on August 8, 1934.

(8) \$11,000 Street Opening Bonds, Series B, dated August 1, 1934, payable August 1, 1947, bearing interest at the rate of five and one-quarter per centum (5¼%) per annum, payable semi-annually on February 1st and August 1st, consisting of eleven bonds numbered 612 and 617 to 626, inclusive, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on August 8, 1934.

(9) \$8,000 Water Bonds dated August 1, 1934, payable August 1, 1947, bearing interest at the rate of five and one-quarter per centum (5¼%) per annum, payable semi-annually on February 1st and August 1st, consisting of eight bonds numbered from 243 to 260, inclusive, reciting that they are issued pursuant to an ordinance

duly adopted by the Board of Commissioners of the City of Newark on August 8, 1934.

The bonds were originally issued in coupon form but have been converted into registered bonds by the removal and cancellation of the coupons attached thereto and the execution by the City Comptroller of a conversion certificate printed on the back of each of such bonds.

We hereby request that these bonds be reconverted, at the expense of the undersigned, into new coupon bonds of the same form and tenor as those originally issued.

In the event that our request is granted, we shall arrange to have the bonds duly transferred and registered to bearer prior to the issuance of the new coupon bonds.

Very truly yours,
Goldman, Sachs & Co.
By Donald S. MacFadden.

Ordered filed.

WHEREAS, Prior to the issuance of each of the outstanding bonds of the City of Newark hereinafter described a resolution was duly adopted by the governing body of said City providing that said bonds should be issued in coupon form but should be registerable as to both principal and interest, and each of said bonds has, since its issuance, been converted into a registered bond by the removal and cancellation of the coupons attached thereto and the execution by the Comptroller of a Conversion Certificate printed on the back of such bond, and the holder of said bonds has presented a written request that said bonds be reconverted, at its expense, into new coupon bonds of the same form and tenor as those originally issued, and the Board of Commissioners desires to grant such request;
NOW, THEREFORE;

BE IT RESOLVED By the Board of Commissioners of the City of Newark that the City Comptroller be and he hereby is authorized to issue new coupon bonds of the same form and tenor in exchange for the following outstanding \$65,000 bonds of the City of Newark, viz.:

- (1) \$5,000 Public Improvement Bonds dated April 1, 1923, payable April 1, 1946, bearing interest at the rate of four and one-half per centum ($4\frac{1}{2}\%$) per annum, payable semi-annually on April 1st and October 1st, consisting of five bonds of the denomination of \$1,000 each, numbered from 533 to 537, inclusive, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on March 6, 1923.
- (2) \$5,000 Port Newark Improvement Bonds dated October 1, 1923, payable October 1, 1947, bearing interest at the rate of four and one-half per centum ($4\frac{1}{2}\%$) per annum, payable semi-annually on April 1st and October 1st, consisting of five bonds of the denomination of \$1,000 each numbered from 256 to 260, inclusive, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on September 4, 1923.
- (3) \$11,000 Passaic Valley Sewer Bonds dated October 1, 1923, payable October 1, 1947, bearing interest at the rate of four and one-half per centum ($4\frac{1}{2}\%$) per annum, payable semi-annually on April 1st and October 1st, consisting of eleven bonds of the denomination of \$1,000 each numbered from 510 to 520, inclusive, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on September 4, 1923.
- (4) \$4,000 Water Bonds dated October 1, 1923, payable October 1, 1947, bearing interest at the rate of four and one-half per centum ($4\frac{1}{2}\%$) per annum, payable semi-annually on April 1st and October 1st, consisting of four bonds of the denomination of \$1,000 each numbered from 246 to 249, inclusive, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on September 4, 1923.
- (5) \$10,000 Public Improvement Bonds dated December 15, 1927, payable December 15, 1947, bearing interest at the rate of four and one-quarter per centum ($4\frac{1}{4}\%$) per annum, payable semi-annually on June 15th and December 15th, consisting of ten bonds of the denomination of \$1,000 each, numbered from 591 to 600, inclusive, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on November 1, 1927.
- (6) \$10,000 Port Newark Improvement Bonds dated December 15, 1927, payable December 15, 1947, bearing interest at the rate of four and one-quarter per centum ($4\frac{1}{4}\%$) per annum, payable semi-annually on June 15th and December 15th, consisting of ten bonds of the denomination of \$1,000 each, numbered from 587 to 596, inclusive, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on November 1, 1927.
- (7) \$1,000 Sewer Bond dated August 1, 1934, payable August 1, 1947, bearing interest at the rate of five and one-quarter per centum ($5\frac{1}{4}\%$) per annum, payable semi-annually on February 1st and August 1st, consisting of one

bond of the denomination of \$1,000, numbered 241, reciting that it is issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on August 8, 1934.

- (8) \$11,000 Street Opening Bonds, Series B, dated August 1, 1934, payable August 1, 1947, bearing interest at the rate of five and one-quarter per centum (5¼%) per annum, payable semi-annually on February 1st and August 1st, consisting of eleven bonds of the denomination of \$1,000 each, numbered 612 and from 617 to 626, inclusive, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioner of the City of Newark on August 8, 1934.
- (9) \$8,000 Water Bonds dated August 1, 1934, payable August 1, 1947, bearing interest at the rate of five and one-quarter per centum (5¼%) per annum, payable semi-annually on February 1st and August 1st, consisting of eight bonds of the denomination of \$1,000 each, numbered from 243 to 260, inclusive, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on August 8, 1934.

FURTHER RESOLVED, That the Mayor be and he hereby is authorized and directed to sign each of the bonds to be issued pursuant to this resolution, and that the Director of the Department of Revenue and Finance be and he hereby is authorized and directed to countersign said bonds, and the City Clerk be and he hereby is authorized and directed to affix the corporate seal of said City, now in use, to each of said bonds and to attest such corporate seal, and the coupons annexed to such reissued bonds shall bear the facsimile signature of the Director of the Department of Revenue and Finance.

FURTHER RESOLVED, That each of the bonds to be issued pursuant to this resolution and each of the interest coupons to be thereto attached shall be identical in form with said outstanding bonds as they were originally issued, except that each of said bonds shall recite on its face that it has been duly reissued pursuant to a resolution duly adopted by said Board on the 26th day of July, 1939, in exchange for a bond of the same form and tenor originally issued as a coupon bond pursuant to the ordinance recited in the outstanding bond in exchange for which said bond is to be issued and thereafter converted into a fully registered bond.

FURTHER RESOLVED, That no bond shall be issued pursuant to this resolution in exchange for an outstanding bond unless prior thereto said outstanding bond shall have been registered to bearer.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Susie G. Lewi was the owner of record of premises located at 609-611 Clifton Avenue, Newark, Block 683, Lot 54, on October 1st, 1933; and,

WHEREAS, said Susie G. Lewi applied for a reduction of the assessment on said property and the Board of Assessment and Revision of Taxes agreed by letter, copy of which is attached hereto and made a part hereof, dated December 29, 1933 to reduce said assessment from \$15,400.00 to \$14,000.00 being Land \$5,400.00 and Building \$8,600.00; for the year 1934; and,

WHEREAS, said reduction of \$1,400.00, tax \$51.10 was not allowed by reason of an omission to record the same on the tax rolls,

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that, in fairness to the taxpayer, the intended reduction in the sum of \$1,400.00, tax \$51.10, be granted to said Susie G. Lewi for 1934 and that the Comptroller be and he is hereby authorized to cancel said tax of record.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Louis Guariglia was the owner of the premises at 157 Vermont Avenue, Newark, New Jersey, Block 4046, Lot 1 on October 1st, 1936 and on October 1st, 1937, and was assessed for same by the City of Newark at a valuation of \$5,800.00 for the years 1937 and 1938, being \$1,600 on Land and \$4,200.00 on Improvements; and,

WHEREAS, Louis Guariglia is an Honorably Discharged veteran and is entitled to a total annual exemption of \$500 from the assessed valuation of his real and personal property;

WHEREAS, the said Louis Guariglia had only received an exemption of \$100.00 on his personal property for the years 1937 and 1938;

THEREFORE BE IT RESOLVED By the Board of Commissioners of the City of Newark, that the said Louis Guariglia be granted a further exemption of \$400.00, tax \$14.76 from

the assessed value of his real estate, 157 Vermont Avenue, Block 4046, Lot 1 for the year 1937, and that he also be granted a further exemption of \$400.00, tax \$18.44 from the assessed value of his real estate, Block 4046, Lot 1, 157 Vermont Avenue, for the year 1938, and that the Comptroller be and he is hereby authorized to change his records accordingly.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, John Padavona is an Honorably Discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1938;

WHEREAS, On October 1st, 1937, John Padavona was the owner of record of premises known and designated as Block 950, Lot 18, 17, 29-31 Delancey Street, Newark, New Jersey, which was assessed at a valuation of \$6,500.00, tax \$299.65;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said John Padavona be granted exemption of \$500.00, tax \$23.05 for 1938, from the assessed valuation of his property known as Block 950, Lot 18, 17, 29-31 Delancey Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Myron P. Jacobs was the owner of the premises at 112 Chester Avenue, Newark, New Jersey, Block 621, Lot 57 on October 1st, 1934 and on October 1st, 1935 and was assessed for same by the City of Newark at a valuation of \$3,500.00 for the years 1935 and 1936, being \$800.00 on Land and \$2,700.00 on Improvements; and,

WHEREAS, Myron P. Jacobs is an Honorably Discharged veteran and is entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property:

WHEREAS, the said Myron P. Jacobs had only received an exemption of \$100.00 on his personal property for the years 1935 and 1936;

THEREFORE BE IT RESOLVED By the Board of Commissioners of The City of Newark, that the said Myron P. Jacobs be granted a further exemption of \$400.00, tax \$13.44 from the assessed value of his real estate 112 Chester Avenue, Block 621, Lot 57 for the year 1935 and that he also be granted a further exemption of \$400.00, tax \$15.24 from the assessed value of his real estate, Block 621, Lot 57, 112 Chester Avenue, for the year 1936, and that the Comptroller be and he is hereby authorized to change his records accordingly.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The City of Newark, at a tax sale, held August 30, 1938, did sell to Ehren Realty Company a municipal lien, in the sum of \$7,628.53 covering 1936 taxes amounting to \$2,046.33, 1937 taxes amounting to \$2,542.41, and a water charge in the sum of \$1,876.34, interest amounting to \$1,159.45, and costs in the sum of \$4.00, assessed against property of Newark Milk Company, re: property known as lot 47, Block 2562, street numbers 47-55 Waverly Avenue, Newark, and known as Tax Sale Certificate No. 32164; and,

WHEREAS, the water charge of \$1,876.34 had been in dispute by the receiver of the Newark Milk Company, and has been finally decided by the United States District Court by the ordering of the payment of \$383.67 in cash by the receiver to the city of Newark in discharge of the lien, and the allowance of the balance thereof as a preferred lien, as per attached order of the Court; and,

WHEREAS, the amount now due the City of Newark on said tax sale certificate is a much lesser sum because of the finding of the court as affecting the water charge, to wit, the sum of \$383.67, instead of \$1,876.34, and therefore reducing said tax sale certificate in the sum of \$1,492.67; and,

WHEREAS, Ehren Realty Company, purchaser of said tax sale certificate has offered to accept from the City of Newark a refund of \$1,492.67 on said water charges so that there would be due thereon the sum of \$383.67, instead of \$1,876.34, and thereby reducing the total amount due on said tax sale certificate from \$7,628.53 and interest, to \$6,135.86;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commis-

sioners of The City of Newark that it is the opinion of the Board for the purposes of avoiding litigation and in fairness to the purchaser of the said tax sale certificate that the sum of \$1,492.67 be returned and refunded to the said Ehren Realty Company, purchaser of the said tax sale certificate, representing the amount paid by it on account of the water charge in said Tax sale certificate in excess of the amount found due by the Court on said water charge, and that there be due, after the refund by the City of Newark to the Ehren Realty Company of the sum of \$1,492.67 the sum of \$383.67, instead of \$1,876.34 on said water charge covered by said tax sale certificate; and,

BE IT FURTHER RESOLVED That the Director of the Department of Revenue and Finance of the City of Newark be and he is hereby authorized and directed to pay and refund to the said Ehren Realty Company the sum of \$1,492.67, without interest, upon the said Ehren Realty Company executing and delivering to the City of Newark a proper receipt and discharge of that part of the said tax sale certificate representing \$1,492.67 of water charge, so that there be due on said tax sale certificate the sum of \$383.67 water charge, besides, however, the 1936 taxes amounting to \$2,046.33, 1937 taxes amounting to \$2,542.41, interest amounting to \$1,159.45, and costs in the sum of \$4.00.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, an Emergency has arisen with respect to the fact that on

June 12, 1939, the New Jersey Supreme Court decided that Virginus D. Mattia was entitled to hold his position as Receiver of Taxes of the City of Newark, until the end of his term, which term expired on December 31, 1938; and,

WHEREAS, by virtue of the aforesaid decision and law, said Virginus D. Mattia is entitled to his salary from February 26, 1938, to December 31, 1938, in the amount of Four Thousand, Two Hundred Eleven Dollars and Thirty-two Cents (\$4,211.32); and,

WHEREAS, no adequate provision was made in the 1939 Budget for the aforesaid purpose; and,

WHEREAS, R.S. 40:2-31 provides for the creation of an emergency appropriation for the purpose above-mentioned; and,

WHEREAS, the total amount of emergency appropriations created including the appropriation to be created by this resolution is four thousand, two hundred eleven dollars and thirty-two cents (\$4,211.32) and 3% of the total current operating appropriations in the Budget for 1939, will be four hundred ninety-five thousand, two hundred nine dollars and sixty-three cents (\$495,209.63);

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that an Emergency Appropriation be and the same is hereby made, pursuant to R.S. 40:2-31 (1) in the total amount of four thousand, two Hundred eleven dollars and thirty-two cents (\$4,211.32); and,

BE IT FURTHER RESOLVED That said appropriation shall be provided for in full in the 1940 Budget; and,

BE IT FURTHER RESOLVED that the aforesaid payment be financed

from the current funds of the City of Newark; and,

BE IT FURTHER RESOLVED That the Director of the Department of Revenue and Finance of the City of Newark be and he is hereby empowered to make said payment accordingly; and,

BE IT FURTHER RESOLVED That a copy of this resolution be filed forthwith with the Commissioner of Local Government.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that Resolution No. 5174, adopted by the Board of Commissioners on July 5, 1939, which resolution provided that out of the moneys received from the bond issue there should be transferred the following amounts to wit:

Bus transportation for relief persons on W.P.A. projects outside the City, \$9,000.00.

Sewing Project, \$21,000.00.

be and the said resolution is hereby rescinded.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Milk and Cream, for the various institutions in the Department of Public Works, therefore be it

RESOLVED By the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said milk and cream to the City of Newark, be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said Milk and Cream:

TUSCAN DAIRY FARMS, INC.,
Union, N. J.

(Public Works)

Approximately 100,760 qts. Milk,
Grade A—40 qt. cans @ \$4.68 qt.
can.

Approximately 5,580 qts. Milk, Grade
B, 40 qt. cans @ \$3.76 40 qt. can.

Approximately 2,210 qts. Milk, Grade
A, 1 qt. bottles @ .135 qt.

Approximately 800 qts. Milk, Grade B
1 qt. bottles @ .108 qt.

Approximately 1,052 qts. Buttermilk,
1 qt. bottles @ .072 qt.

Approximately 46 bottles Cream,
heavy, 1 pt. bottles @ .306 pt.

Approximately 758 bottles Cream,
heavy, $\frac{1}{2}$ pt. bottles @ .162 $\frac{1}{2}$ pt.

Approximately 671 qts. Cream, heavy
1 qt. bottles @ .549 qt.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

An Application dated July 17th
from the Societa' Lionese San Rocco
for a permit to display fireworks on
August 16th, 1939, on Sheffield Street,
at Lackawanna Railroad Bridge, was
received and ordered filed.

WHEREAS, Societa' Lionese San
Rocco, a non-pecuniary corporation
organized under the laws of the State
of New Jersey, sponsoring the official
celebration of the feast day of
St. Rocco under the auspices of St.
Lucy's Roman Catholic Church of
Newark, New Jersey, has made an
application for permit for fireworks
display on Wednesday, August 16th,
1939, between the hours of 1.30 and
10.30 P. M., and

WHEREAS, said application has
been duly approved by the Chief of
Police and the Fire Department of the
City of Newark;

THEREFORE, BE IT RESOLVED,
By the Board of Commissioners of the
City of Newark, that permission is
hereby granted to Societa' Lionese
San Rocco, a non-pecuniary organiza-
tion, organized under the laws of the
State of New Jersey, sponsoring the
official celebration of the feast day of
St. Rocco under the auspices of St.
Lucy's Roman Catholic Church, to
conduct the fireworks display as ap-

plied for on the posting of a bond in
the sum of Three Thousand Dollars
(\$3,000) as provided by Chapter 51
of the Laws of 1937, said bond to be
approved as to form by the Law De-
partment.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, an application has
been made to The City of Newark, by
Societa' Lionese San Rocco, a non-
pecuniary corporation organized un-
der the laws of the State of New Jer-
sey for a permit to display fireworks
on August 16th, 1939, sponsoring the
official celebration of the feast day of
St. Rocco under the auspices of St.
Lucy's Roman Catholic Church, on
Sheffield Street, at Lackawanna Rail-
road Bridge; and,

WHEREAS, a bond as required by
Chapter 51 of the Laws of 1937 has
been filed, furnished by the said So-
cieta' Lionese San Rocco, a non-pe-
cuniary corporation organized under
the laws of the State of New Jersey,
as principal, and the Indemnity In-
surance Company of North America
(Philadelphia), as surety, the form
of which has been approved by the
Law Department of the City of New-
ark;

THEREFORE, BE IT RESOLVED,
By the Board of Commissioners of the
City of Newark, that said bond be ap-
proved.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

An Application dated July 3rd, from the Societa Romagnanese Della Madonna Del Carmine, for a permit to display fireworks on July 30th, 1939, at 269 Oliver Street, alongside of Our Lady of Mt. Carmel Chapel, was received and ordered filed.

WHEREAS, Societa Romagnanese Della Madonna Del Carmine, a non-pecuniary corporation organized under the laws of the State of New Jersey, has made the application for permit for fireworks display at 269 Oliver Street, alongside of Our Lady of Mt. Carmel Chapel, Newark, on Sunday, July 30th, 1939, between the hours of 10.30 and 11.00 A. M., 2.30 to 7.30 P. M. and 10.30 to 11.30 P. M., and

WHEREAS, said application has been duly approved by the Chief of Police and Fire Department of the City of Newark;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that permission is hereby granted to Societa Romagnanese Della Madonna Del Carmine, a non-pecuniary corporation organized under the laws of the State of the State of New Jersey, to conduct the fireworks display as applied for on the posting of a bond in the sum of Two Thousand Five Hundred Dollars (\$2,500.00) as provided by Chapter 51 of the Laws of 1937, said bond to be approved as to form by the Law Department.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, an application has been made to The City of Newark by Societa Romagnanese Della Madonna Del Carmine for a permit to display fireworks on July 30th, 1939, at 269 Oliver Street, alongside of Our Lady of Mt. Carmel Chapel, and

WHEREAS, a bond as required by Chapter 51 of the Laws of 1937 has been filed, furnished by the said Societa Romagnanese Della Madonna Del Carmine, and David Calvano, doing business as Special Fireworks Co. of 721 Willow Avenue, Hoboken, New Jersey, as principals, and Seaboard Surety Company (New York) as surety, the form of which has been approved by the Law Department of the City of Newark;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the said bond be approved.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

BE IT RESOLVED By the Board of Commissioners of the City of Newark, that the Acting Director of Public Safety be and he is hereby authorized to advertise for bids for the sale and demolition of the Traffic Tower located at the corner of Broad and Market Streets.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, the Director of the Department of Parks and Public Property has received informal bids for certain plumbing work at Police Headquarters; and,

WHEREAS, Leo T. McSulla has submitted the lowest bid for the said plumbing work;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to engage Leo T. McSulla to do the following work at Police Headquarters, at the following stated cost:

"Furnish and install three (3) No. R-4080 Douglas Vitreous Siphon Jet Bowls with extended rear shelf porcelain tank with fittings for exposed supply. C. P. angle stop R-22½-96S white open front seat. Newark pattern floor flange rubber gasket. As per estimate \$119.00.

To rough in old lead bends so as to bring tanks close to rear walls. As per estimate \$22.00. This includes ripping up cement floor and replacing same."

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, In accordance with the law and by the authority of the Board of Commissioner of The City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering the following materials, therefore be it

RESOLVED, By the Board of Commissioners of The City of Newark that the contracts for furnishing and delivering said materials to the City of Newark be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

PEIRCE-TREDINICK COMPANY,
Newark, N. J.

(Public Affairs)

Spiral Steel Welded Pipe and Fittings, of the various sizes shown on file in the Department of Central Purchase, in the total amount of \$1,574.91.

LOCK JOINT PIPE COMPANY,
East Orange, N. J.

(Public Affairs)

Approximately 560 ft. 24" Reinforced Concrete Pipe @ \$.87 lin. ft.

Approximately 160 ft. 30" Reinforced
Concrete Pipe @ \$1.28 lin. ft.

FLAMMER BROTHERS,
Newark, N. J.

(All departments excepting Revenue
and Finance)

Approximately 3 tons Long Rye
Straw—large bales @ \$21.00 ton.

Approximately 10 tons Alfalfa Hay,
No. 1, 2nd cutting, small bales @
\$27.00 ton.

Approximately 5 bags Middlings, Red
Dog, 100 lb. bags, @ \$1.65 bag.

Approximately 5 bags Corn Meal,
Yellow, 100 lb. bags @ \$1.40 bag.

Approximately 20 bags Beet Pulp,
100 lb. bags @ \$1.70 bag.

P. H. RYAN, INC.,
Newark, N. J.

(All departments excepting Revenue
and Finance)

Approximately 995 bags Old Ots (75
lb. ea.) No. 2 min. 36 lb. to bu. @
.91 bag.

Approximately 60 bags Domestic
Bran, pure, 100 lb. each @ \$1.23
bag.

Approximately 60 bags No. 1, Tim-
othy Hay, old, large bales @ \$21.08
ton.

Approximately 22 tons Chamberlin's
Special Feed, no corn, @ \$40.00 ton.

Approximately 20 bags Chamberlin's
Special Feed, no corn @ \$2.00 100
lb. bag.

Approximately 9 tons G.L.F. 18%
Dairy Feed @ \$29.00 ton.

STANDARD OIL COMPANY OF NEW
JERSEY. Newark, N. J.

(Public Affairs)

Approximately 55,000 gallons Kero-
sene Oil—to be delivered in drums
(55 gal.) to Asphalt Plant @
.0574 gallon.

HARRISON SUPPLY COMPANY,
Harrison, N. J.

(Public Affairs)

Approximately 40,000 Sewer Bricks,
Grade M.A. @ \$15.45 per M.

Approximately 2,000 cu. yds. 1:2½:5
Ready Mixed Concrete with H.E.S.
Portland Cement @ \$5.92 cu. yd.

Approximately 3,000 lin. ft. 12" Vitri-
fied Pipe @ .60 lin. ft.

JOHN P. CALLAGHAN, INC.,
Harrison, N. J.

(Public Affairs)

Approximately 2,500 cu. yds. Grade
A Broken Stone @ \$1.47 cu. yd.

ARMORED CONCRETE CORPORA-
TION, Newark, N. J.

(Public Affairs)

Approximately 100 City Highway
Basin Heads, 8" curb piece @
\$44.90 each.

NEWARK GLASS COMPANY,
Newark, N. J.

(Public Affairs)

All necessary glass and glazing for
all four buildings (swimming pools)
for all interior and exterior doors
and windows, and wherever else re-
quired as indicated on Architect's
drawings, all for the lump sum of
\$1,020.00.

CITIES SERVICE OIL COMPANY,
New York City.

(Public Affairs)

Approximately 300 tons Refined Asphalt Cement RAC-1 50 to 60 Penetration, delivered in tank cars @ \$11.00 ton.

CLINTON ASPHALT ROAD OILING COMPANY,
Union City, N. J.

(Public Affairs)

Approximately 25,000 gal. Refined Asphalt Cement RAC3, delivered and distributed by trucks @ .0965 gal.

DOSCH-KING COMPANY,
Whippany, N. J.

(Public Affairs)

Approximately 3,000 gals. Tar Cold Patch, to be delivered to City Asphalt Plant @ .1773 gal.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the Law and by the authority of the Board of Commissioners of the City of Newark, N. J., the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Dry Goods and Household Supplies for the Department of Public Works, for a period of six (6) months, therefore be it

RESOLVED, By the Board of Commissioners of The City of Newark that the contracts for furnishing and delivering said Dry Goods and Household Supplies to the City of Newark,

be and the same hereby are awarded to the following named firms, in the approximate amounts set opposite their respective names, being the lowest formal bidders in response to public advertisement for sealed proposals; the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said Dry Goods and Household Supplies:

Approximately

Armour & Company	\$ 987.79
Barr Brothers	436.67
B. I. Binder	393.41
Combined K & R Equipment Co.	358.55
Fisher Cohen Company	5,300.65
Herman Kussy Company	262.54
Lewis Paper & Supply Company	412.37
National Oil & Supply Company	638.13
National Supply Company of Newark	262.90
The Sanifect Company	552.62
I. Simon & Sons, Inc	1,730.32
Unfried Barkhorn Company..	2,547.05
C. G. Winans Company	366.30

(Public Works)

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Andrew K. Brady is an employee in the Auditor's Office, Department of Revenue and Finance, and has reached the age of 70 years and upward, and has been employed

the City of Newark continuously since July 1, 1892, and has been continuously so employed for a period of more than 25 years; and,

WHEREAS, said Andrew K. Brady has made application for retirement as of October 1, 1939, which said application has been granted;

NOW, THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that said Andrew K. Brady be granted a leave of absence from his active duties, as of July 1, 1939, for a period up to October 1, 1939, and that during the time of said leave of absence he continue to receive from the City his salary, at the rate of \$15,000 per annum, as he is presently paid.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Andrew K. Brady is an employe in the Auditor's Office, Department of Revenue and Finance of the City of Newark, where he has been employed since July 1, 1892, and in which position he has been continuously employed for a period exceeding 25 years; and,

WHEREAS, he has passed the age of 70 years, and has made application to be retired from further service, with a pension of one-half of the compensation received by him at the time of his retirement, in pursuance of:

Revised Statutes 1937, 43:12-1;

NOW, THEREFORE, BE IT RESOLVED By the Board of Commis-

sioners of The City of Newark that Andrew K. Brady be and he is hereby retired from the active service of the City of Newark said retirement to commence as of October 1, 1939; and,

BE IT FURTHER RESOLVED, That said Andrew K. Brady be granted a pension of \$7,500 per annum (being $\frac{1}{2}$ of the amount of salary he received at the time of his retirement, his annual salary being \$15,000), which said compensation shall be paid to him from the City of Newark, for and during the rest of the term of his natural life; said pension to be paid from the appropriation for the maintenance of the Auditor's Office, Department of Revenue and Finance, in accordance with the provisions of:

Revised Statutes 1937, 43:12-1.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, By the Board of Commissioners of the City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the last half of July, 1939 and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS:

Catherine Tuite, Cleaner, granted her annual two weeks vacation, with pay, commencing July 24th, 1939.

Otto McKlanes, Cleaner, granted one of his annual two weeks vacation, with pay, commencing July 24th, 1939.

Anna Seifert, Telephone Operator, granted one of her annual two weeks vacation, with pay, commencing July 24th, 1939.

Josephine Nester, temporarily appointed Telephone Operator for a period of one week, commencing July 24th, 1939, at a salary of \$20.00 per week.

SHADE TREE:

John Fleming, Laborer, granted his annual one week vacation, with pay, commencing July 19th, 1939.

Charles Illaria, Laborer-Tree Climbing, granted his annual one week vacation, with pay, commencing July 31st, 1939.

Fred Maxwell, Laborer-Tree Climbing, granted his annual one week vacation, with pay, commencing July 3rd, 1939.

Benjamin Radice, Laborer, granted his annual one week vacation, with pay, commencing July 31st, 1939.

Francis J. Sheridan, Laborer, granted his annual one week vacation, with pay, commencing July 6th, 1939.

Lawrence Smith, Laborer, granted his annual one week vacation, with pay, commencing July 11th, 1939.

George Streckfuss, Laborer-Tree Climbing, granted his annual one week vacation, with pay, commencing July 31st, 1939.

Philip Veneziano, Laborer-Tree Climbing, granted his annual one week vacation, with pay, commencing July 24th, 1939.

Hugh P. Sweeney, Foreman, grant-

ed his annual two weeks vacation, with pay, commencing July 24th, 1939.

Due to an emergency, the vacation of Daniel Valpone, Laborer-Tree Climbing, was changed from July 17th to July 24th, 1939, with pay, for a period of one week.

Harry A. Corbally, Clerk, granted one week of his annual two weeks vacation, with pay, commencing July 31st, 1939.

PUBLIC BUILDINGS-CITY OWNED PROPERTY:

James Hughes, Laborer, granted his annual one week vacation, with pay, commencing July 31st, 1939.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED: That the resolution adopted by this Board of Commissioners on July 19th, 1939, appointing John J. Del Fattore and Henry J. Haussling, as Clerks in the Department of Public Affairs, be and the same hereby is amended to read "in the Bureau of Motors" instead of "in the Division of Water" as erroneously mentioned therein, such resolution in all other respects to remain in full force and effect.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, through the retirement of Andrew K. Brady, Acting Auditor, Auditor's Division, Department of Revenue and Finance, I did appoint as of July 1, 1939, Eugene A. Farrell, Clerk-Bookkeeper as Acting Auditor.

THEREFORE BE IT RESOLVED, That the salary of Eugene A. Farrell, Clerk-Bookkeeper and Acting Auditor in the Auditor's Division, Department of Revenue & Finance, be and the same is hereby increased from Three Thousand, Six Hundred Dollars (\$3,600.00) per annum to Five Thousand Dollars (\$5,000.00) per annum, effective as of July 15, 1939, same to be paid semi-monthly as other salaries are paid.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, That Frank T. McEvoy, presently employed as Assistant Superintendent in the Department of Public Affairs, Bureau of Street Cleaning, at a compensation of \$3,000 per annum, and whose name has been certified by the Civil Service Commission as being eligible for appointment, be and he hereby is appointed to the position of Principal

Assistant Superintendent in the Department of Public Affairs, Bureau of Street Cleaning, at a compensation of \$3,400 per annum, effective August 1, 1939.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, it is necessary for the City Clerk to pay for the mailing of the primary sample ballots; and

WHEREAS, it is more economical to mail the primary sample ballots by weight rather than at the regular postage rates; and

WHEREAS, it is necessary that a deposit be made with the Post-Master of the City of Newark, to cover the cost of said mailing;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the sum of Twenty-three hundred dollars (\$2,300.) be and the same is hereby appropriated to the Post-Master of the City of Newark to cover the cost of mailing primary sample ballots by weight, and

BE IT FURTHER RESOLVED, that the said sum of Twenty-three hundred dollars (\$2,300) be charged to the appropriations set forth in the Budget for election expenses.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the people of the City of Newark, the Newark Tax Board, as well as the Department of Revenue and Finance, mourn the passing of Edward J. O'Brien, and

WHEREAS, with his death, the City of Newark loses an outstanding citizen and leader, and

WHEREAS, his nobility, simplicity and purity of public integrity goes forth as an example for those who will follow, and

WHEREAS, his memory will always be held in grateful remembrance as that of a good citizen and public official.

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark, that his friends, fellow citizens and his colleagues on the Tax Board do now declare their sorrow at his passing and express to the members of his family their sincere sympathy in this their hour of bereavement, and

BE IT FURTHER RESOLVED that a copy of this resolution, suitably engraved, be presented to the family.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Almighty God, in his divine judgment, has seen fit to take from our midst Edward J. O'Brien, member of the Board of Assessment and Revision of Taxes; and,

WHEREAS, during his lifetime he, by his loyalty and helpfulness, endeared himself to legions of friends and neighbors; and,

WHEREAS, Edward J. O'Brien, has, for several years past, served faithfully, honestly and ably, as a member of the Board of Assessment and Revision of Taxes of the City of Newark; and,

WHEREAS, the death of Edward J. O'Brien leaves a lamentable void in our civic life, both as a public servant and as a civic-minded individual;

THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF NEWARK, acting on behalf of the people of Newark, that we record this expression of deep loss which the City of Newark has suffered through the death of Edward J. O'Brien; and

BE IT FURTHER RESOLVED that a copy of this resolution be embossed and presented to Mrs. Edward J. O'Brien as a permanent record of appreciation in which his memory will ever be preserved by those who knew him in civic life.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,

Franklin, Murphy, Mayor Ellenstein.

The City Clerk: There has been referred to this Board for a hearing date to be set one week from today three zoning matters, two of which are renewals and can be disposed of today.

The following communication was received and read:

Board of Adjustment,
City Hall, Newark, N. J.

July 25, 1939.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P.L. 1928 (40: 55-39 Revised Statutes of 1937) that the following applications for variations from the terms of the Zoning Ordinance be allowed:

*231-235 Clinton Avenue; Kelly Motors; renewal of permit for automobile sales station; such use to be limited to the period of one year ending July 22, 1940;

*10 Arlington Street; Felix Volpe; renewal of permit for automobile parking station; such use to be limited to the period of one year ending July 22, 1940;

*126 Academy Street; City Parking Service; in a 1st industrial district the establishment and operation of an automobile parking station; same to be operated and maintained in conformity with the rules of this Board; such use to be limited to the period of one year.

Respectfully submitted,
Board of Adjustment.

(Signed) Russell B. Rankin,
Secretary.

(These matters to be heard by the Board of Commissioners at its meeting of July 26, 1939).

Ordered filed—Copy to be sent to each Commissioner and further action postponed to August 2, 1939.

Commissioner Franklin: I move that the rules be suspended on the two matters that can be disposed of today.

Commissioner Murphy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Kelly Motors (City Theatre of Newark, Inc., owner) for the renewal of permit for automobile sales station; premises 231-235 Clinton Avenue; such use to be limited to the period of one year ending July 22, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of New

ark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Felix Volpe (Franklin Savings Institution, owner) for the renewal of permit for automobile parking station; premises 10 Arlington Street; such use to be limited to the period of one year ending July 22nd, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The other matter, which is not a renewal will take the usual course and be heard by the City Commission one week from today, August 2, 1939.

The only remaining business before the City Commission is that of filling the vacancy caused by the resignation of Commissioner Michael P. Duffy. I have called the attention of the commissioners and want to again call the attention of the commissioners to the dangers of running into legal complications, if it is the view of the Commission to proceed with the balloting on the prospective candidate to fill the vacancy. Each one of the commissioners has received a legal opinion from the Law Department in which it has been pointed out that if a candidate should receive two votes and the other two commissioners were to vote for two other individuals so that the vote stood 2-1-1, that it is the Law Department's present opinion that that would be a valid election under the terms of the Act. In like manner if the vote was two for one candidate and one commissioner voted for another and the fourth commissioner did not vote at

all, that that would constitute, in the opinion of the Law Department, a valid election. It seems to me that the Commission should thoroughly understand that and avoid any legal complications.

I do believe, unless the members of the commission have some other suggestions to make, that one candidate at a time be considered, to avoid any confusion, and that there be a definite yes or no vote, either for or against that candidate. Then it would not involve any legal complications. Otherwise I can visualize how in the future, if the commissioners should eventually decide on a commissioner, then that position might be contested by a candidate who received two votes as against one, of two opposite persons, in the strict construction of the Act.

While the Law Department is not absolutely certain that that is the law, it is their present belief, based on the cases that they have read, that there is a likelihood that the courts would probably decide, and the Law Department brings that to the attention of the Commissioners. However, it can all be avoided. My opinion is that it ought to be avoided by private conference, whether at the request of Director Murphy, Director Byrne or Director Franklin. We will agree that we should avoid that legal complication, so that now if it is the will of the Commission I will declare that we proceed with the presentment of the candidates.

I believe that all that is required under the law is that any individual commissioner present to the members of the Commission any candidate he may have in mind, and unless there is an objection I will declare that the Commission is prepared to hear a presentment by any of the commissioners to fill the vacancy caused by the resignation of Michael P. Duffy.

Has any Commissioner any person whom he desires to present to the attention of the Commission? The Corporation Counsel believes that it may be well, for the record, that we have a motion that we proceed with the election to fill the vacancy caused by the resignation of Michael P. Duffy.

Commissioner Byrne: I so move you.

Commissioner Franklin: I second the motion.

Mayor Ellenstein: The motion is that we proceed with the election of a candidate to fill the vacancy caused by the resignation of Michael P. Duffy. All in favor of the motion signify by saying aye, contrary no, and the Clerk will call the roll.

Roll Call. (Commissioners Byrne, Franklin and Mayor Ellenstein voted aye; Commissioner Murphy voting no.)

Motion carried.

Mayor Ellenstein: Now, we are prepared, members of the Commission, to have submitted to the Commission any names.

Commissioner Byrne: I present the name of Thomas F. Guthrie.

Mayor Ellenstein: Commissioner Byrne presents the name of Thomas F. Guthrie, and the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: Aye.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: No.

The City Clerk. Commissioner
Murphy:

Commissioner Murphy: In voting I would like to say, Mr. Mayor and members of the Commission, that I do not intend to vote favorably on any candidate presented at this time, because I believe that there should be a reorganization, and I have presented today to each member of the Commission some suggestions which I hope that they will read over and endeavor to come to a favorable conclusion that there should be a reorganization of the different departments. Therefore, on any candidates presented today I am voting no.

Mayor Ellenstein: I voting no on the presentment made by Director Byrne, and in recalling what Director Murphy has just said, it appears to me that if we are to select a commissioner that certainly that commissioner should have a vote in the reorganization of any departments if there is going to be any reorganization. The business at hand before the Commission right now is to fill the vacancy created by the resignation, and to say not to proceed with the election of such a person to fill the vacancy you might just as well say all other city business is to cease, that checks should not be issued unless there be a reorganization of the departments in accordance with the views of any particular commissioner. It all right for Director Murphy to present, as he has done in the past, any resolutions before the City Commission as to the dismembering or the division of the departments in accordance with his views and then if that meets with the approval of the majority of the Commission it can be done, but, on the other hand, if it does not meet with the approval of the majority of the Commission then, of course, it seems to me the plain duty of every commissioner to proceed to the business at hand.

Mr. Guthrie is declared not elected.

Are there any other presentments?

Commissioner Franklin: Mr. Mayor, I have announced myself heretofore as being in favor of a fifth commissioner of Italian-American extraction. The Italian people of this city represent approximately one-fifth of the population. Commissioner Minisi finished sixth in the 1937 election and that in itself is proof of the fact that the Italian-American people of this city are entitled to representation on this Commission.

In line with that thought I present the name of James Pellecchia, Jr. (Applause), and in connection with the presentation of his name I would just like to introduce him to you by way of a thumbnail sketch.

He is a native of Newark, a product of its schools, a graduate of Blair Academy, attended Georgetown University School of Foreign Service, specializing in international relations, and American and municipal governments. He graduated the George Washington University School of Law, a practising attorney seven years, chief inspector to the State Athletic Commission two years. He is vice president of the Columbus Trust Company, counsel of the Columbus Mortgage and Title Insurance Company, Chairman of the Board of Directors of the Blackburn Products, Inc., a corporation manufacturing simulated leather. This company has offices in eight states and seven foreign countries; treasurer of the Pellecchia Agency, real estate and insurance firm, and in such capacity it has the care of the maintenance of property amounting to approximately \$5,000,000; associated in an advisory capacity with his father's construction company, considered one of the largest in the state, which has done millions of dollars worth of work in the State of New Jersey, having built many of the Newark schools and state institutions.

For years the Pellecchia family have been employers in this capacity, in the Blackburns Products, Inc., of many men and have always been fair with labor, as exemplified by the fact that through all these years there has never been any labor trouble with any of the companies on the jobs, employing Union labor.

He is a member of the Essex County and American Bar Associations, and a member of many civil, social and charity welfare organizations.

I present the name of James Pellecchia, Jr.

Mayor Ellenstein: The name of James Pellecchia, Jr. is presented to the City Commission by Director Franklin. All those in favor of his election will signify by saying aye, contrary no, and the clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: No.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: Aye.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: I think I made my position clear but I am again saying I am voting for no candidates at all at this time. No.

The City Clerk: Mayor Ellenstein?

Mayor Ellenstein: Aye.

Mr. Pellecchia is declared not elected.

Are there any other presentments? The vote is two ayes and two noes. Are there any other commissioners that have a presentment?

Hearing none I want to make a presentment to the City Commission, a man whom I believe will serve a cosmopolitan population, which we have here in this city, without fear or favor, a man who is a representative of labor and who has held some official positions in labor circles as explained in detail by one of the speakers here before the City Commission. I, therefore, present the name of Louis R. Mazzei to the City Commission. Now, all those in favor of the election of Louis R. Mazzei will indicate by saying aye, contrary no, and the clerk will call to roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: No.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: Aye.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: Again I want to re-state my position and, of course, naturally I want to make it clear in this particular instance because it is very evident that my position as a labor man will be interpreted as being definitely on the spot, in plain talk. That is not so. My position is just the same as it has been. I believe in the reorganization of the departments and I therefore re-state my previous statement that I am voting for no candidate today. I am recorded no.

The City Clerk: Mayor Ellenstein?

Mayor Ellenstein: Aye.

The City Clerk: Two yes and two no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Are there any other presentments that the Commissioners have to make?

Hearing of none I want to present to the City Commission, and I may say, prefacing that, that like Director Franklin I believe, under our system of a democratic form of government, that the City Commission should have a representative upon it of American-Italian extraction, and with that firmly in mind and with the certainty of belief, I want to present another Italian-American who I think is outstanding in the City of Newark and who, while nominally a Democrat, has never been associated actively in any political party. He is a former member of the Judiciary Committee of the Essex County Bar Association and a present member of the Ethics Committee of the Essex County Bar Association, and represents the Italian consul in this district, and I present a man who is without question of high calibre and standing in the legal profession and a man whose integrity is unimpeachable, and I present for consideration to the City Commission the name of Carl Abruzzese.

All those in favor of the election of Carl Abruzzese will signify by saying aye, contrary no, the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: No.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: Mr. Mayor, invoking on this candidate I have not heard of the name before nor am I sufficiently acquainted with the qualifications of the man to intelligently vote, and my vote in the negative is not to be interpreted as personal vote. I am not just sufficiently acquainted with the man and I vote no.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: My previous statement applies in this case and I vote no.

The City Clerk: Mayor Ellenstein?

Mayor Ellenstein: Aye.

The City Clerk: The vote is three noes and one yes.

Mayor Ellenstein: Mr. Abruzzese having received but one vote is declared not elected.

Are there any other candidates that any one of the City Commissioners have to present?

I see no point in going over the field of candidates presented before. There is nothing to be gained by that unless some commissioner says that he has a change of heart on the names of those considered, so that it will serve no good purpose in going over and over again.

Commissioner Byrne: I want to present the name of a man whom I consider an outstanding Democrat of this county and city, Mr. J. Victor D'Aloia.

Mayor Ellenstein: Commissioner Byrne presents the name of J. Victor D'Aloia. All those in favor of the election of J. Victor D'Aloia signify by saying aye, contrary no, and the clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: Aye.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: No.

The City Clerk Commissioner Murphy?

Commissioner Murphy: My previous statement applies in this case. I vote not.

The City Clerk: Mayor Ellenstein?

Mayor Ellenstein: No.

Mr. D'Aloia having received but one vote is declared not elected.

Are there any other candidates that the City Commission has to present, any one of the city commissioners?

I have presented to the City Commission two Democrats, one of whom, Mr. Abruzzese, has been only nominally a Democrat. Mr. Mazzei, on the other hand, was a candidate on the Democratic ticket. I am cognizant of the fact that the City of Newark normally is Democratic in its character. However, in order to bring the matter to a head so that the city can go on functioning, in the selection of a fifth commissioner, I now offer to the City Commission a man who is not a nominal Democrat but a Republican, An American of Italian extraction who is a former judge of the City of Newark, a man of good character and repute, and I present for consideration to the City Commission former Judge Ralph Vallani. (Applause).

The name of Judge Villani has been presented and the Clerk will call the roll.

All in favor of his election will signify by saying aye, contrary no, and the clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: No.

The City Clerk: Commissioner Franklin?

Commissioner Franklin Aye

The City Clerk: Commissioner Murphy?

Commissioner Murphy: My previous statement applies in this case. I vote no.

The City Clerk: Mayor Ellenstein?

Mayor Ellenstein: Aye.

Judge Villani having received but two votes is declared not elected.

Are there any other presentments or recommendations that any of the commissioners have? Apparently there aren't any further recommendations or presentments that any of the commissioners have to make. I see no point in having any earlier meeting before next Wednesday unless some commissioners in the interim will have some candidates that they have in mind to present to the City Commission and as a suggestion we ought to adjourn until next Wednesday. If the commissioners will inform me as to any particular candidate they desire to present during the interim, between now and next Wednesday, on the presentation of a twenty-four hour notice—

Commissioner Murphy: May I include that if any of the members of the Commission feel as though they want the Mayor to call a meeting to discuss the reorganization of the different departments, I am at your service.

Mayor Ellenstein: That can be done at a regular meeting.

Commissioner Murphy: I am expressing to you that I am at your service, just the same as you are.

Mayor Ellenstein: I am telling you that this can be done at a regular

meeting, if presented to the City Commission in the usual form.

Commissioner Murphy: It can be done at a special meeting.

Mayor Ellenstein: Certainly it can be done at a special meeting. There is no point in presenting it at a special meeting. We have presented resolutions in the past that have not received the majority of the votes, and the minority should abide by the majority.

Commissioner Murphy: I have, always.

Mayor Ellenstein: You ought to present your resolutions if you want the departments broken up.

Commissioner Murphy: We can present the resolutions, but I first thought I was doing the manly thing by offering these suggestions. If it is resolutions the Commission wants they can, of course, have them.

Mayor Ellenstein: My point is this; in the first place, if you go and appoint a fifth commissioner he should have a voice, too, in the distribution of the departments. Therefore, the business at hand now is to fill a vacancy and it would be no point for me to say that I am not going to vote for a commissioner unless I can have my way in a certain thing. That is the stand you take. There is nothing to deprive you of the opportunity of presenting resolutions and recommendations to the City Commission as to what, in your judgment, is to the best interests of the city. However, if the majority of the City Commission do not coincide with that I do not see that there is any logical reason for you to say, "I can't go on with the City Commission because I can't have my way in breaking up these departments."

That is the sum and substance of it.

Commissioner Murphy: That is not so. You are taking an arbitrary position. I have a right to disagree and I certainly have a right to say that I do not think it is good policy on the part of the City Commission to expect a fifth man to come in here and talk about the reorganization of these departments. I do not see how we can intelligently until we find out definitely what department that man is fitted for. In other words, I do not believe that this Commission can intelligently settle—that is my opinion—as to where this man is going to eventually go, where he is going and as to what type of man he is. In my opinion you would need a different type of man in the Police Department than you would in the Revenue and Finance, and I think that this Commission should make a re-allocation of the different sub-divisions, equalizing the set-up, which a new man is not going to do, and I think it is our duty to decide on that type of man is best suited for this vacancy. That is my position.

Mayor Ellenstein: Of course, you are perfectly welcome to your opinion. However, I want to point this out to you. You say you don't know what the fifth man will be. The fifth man may be a man who is better adapted to one department than another. That is for the Commission to decide after the fifth man is elected, and I want to point out this most emphatically, that on prior occasions when there were any vacancies there wasn't any commissioner who arose and said that he wasn't going to vote for anybody unless the departments are broken up to his liking. Instead of that, these departments have gone on practically since Commission government came into existence and during the three of four vacancies that occurred there wasn't any surviving commissioners who said, "I won't vote for a commissioner unless the departments are broken up in accordance with my views," whether or not they were in the majority or minority.

Commissioner Murphy: I presented the recommendations for the consideration of the Commission.

Mayor Ellenstein: Are there any other nominations?

Hearing none, then I will entertain a motion to adjourn until next Wednesday at the usual hour, 11 o'clock. I say this as a suggestion I can get here at 11 o'clock.

Commissioner Murphy: I am ready to start at 11 o'clock.

Mayor Ellenstein: I will entertain a motion to adjourn.

Commissioner Franklin: I move that we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
PEARCE R. FRANKLIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.

The Board of Commissioners of the
City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

MINUTES OF MEETINGS OF THE Board of Commissioners

August, 1939

Newark, N. J., August 2, 1939.

A regular meeting of the Board of Commissioners of The City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Daylight Saving Time.

Present: Commissioners Byrne, Franklin, Acting Director Cluesmann, Commissioner Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

The minutes of the previous meeting were read and approved.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance providing for the vacation of Newark Avenue from the westerly line of North Sixth Street as the same was opened by ordinance adopted by City Commission June 14,

1939, westerly 547.08 feet to the Belleville-Newark boundary line as the same was established October 5, 1922; and the vacation of Menlo Place from Newark Avenue 335.04 feet southerly to the terminus of said Menlo Place; and for the vacation of Belmar Place from Newark Avenue southerly 389.98 feet to the terminus of said Belmar Place; and for the vacation of North Seventh Street from Newark Avenue northerly to Whelan Street; and for the vacation of Newcomb Street from the westerly line of North Sixth Street as the same was opened by the County of Essex, westerly 561 feet more or less to the present Belleville-Newark boundary line; and for the vacation of Keen Street from the westerly line of North Sixth Street as the same was opened by the County of Essex, westerly 449 feet more or less to the present Belleville-Newark boundary line; and for the vacation of Whelan Street from the westerly line of North Sixth Street as the same was opened by the County of Essex, westerly 257 feet more or less to the present Belleville-Newark boundary line.

The Board of Commissioners of the City of Newark, Do Ordain:

Section 1. That the following described streets in the City of Newark, viz:

Newark Avenue as laid out 100 feet wide on Map of Maioran Park, Watkins and Leach, Surveyors, August 19, 1919, and on Map of Reliable Realty Co., No. 247 Market Street, Newark, N. J., from westerly line of North Sixth Street as the same was opened by ordinance of City Commission, adopted June 14, 1939, westerly 547.08 feet to the Belleville-Newark boundary line as the same was established October 5, 1922;

Menlo Place as laid out 50 feet wide on Map of Belleville Realty Co., No. 247 Market Street, Newark, N. J., from Newark Avenue 335.04 feet southerly to the terminus of said Menlo Place;

Belmar Place as laid out 50 feet wide on Map of Reliable Realty Co., No. 247 Market Street, Newark, N. J., from Newark Avenue 389.98 feet southerly to the terminus of said Belmar Place;

North Seventh Street as laid out 60 feet wide on Map of Maioran Park, Watkins and Leach, Surveyors, August 19, 1919, from Newark Avenue northerly to Whelan Street;

Newcomb Street as laid out 50 feet wide on Map of Maioran Park, Watkins and Leach, Surveyors August 19, 1919, from the westerly line of North Sixth Street as the same was opened by the County of Essex, westerly 561 feet more or less to the present Belleville-Newark boundary line;

Kean Street as laid out 50 feet wide on Map of Maioran Park, Watkins and Leach, Surveyors, August 19, 1919, from the westerly line of North Sixth Street as the same was opened by the County of Essex, westerly 449 feet more or less to the present Belleville-Newark boundary line;

Whelan Street as laid out 50 feet wide on Map of Maioran Park, Watkins and Leach, Surveyors, August 19, 1919, from the westerly line of North Sixth Street as the same was opened by the County of Essex, westerly 257 feet more or less to the present Belleville-Newark boundary line, shall be vacated as public streets or highways.

All as shown on a map prepared under the direction of this Board, which map is hereto attached and made a part hereof and a copy of which map is on file in the office of the Chief Engineer, Department of Public Affairs, known and designated as Map No. 1439-V, dated July 20, 1939.

Under and by virtue of the provisions of Section 1, subdivision (b) of Article XXII, of an Act of the Legislature of the State of New Jersey, entitled "An Act Concerning Municipalities," approved March 27, 1917, and the acts amendatory thereof and supplementary thereto.

Section 2. That this ordinance shall take effect immediately and all ordinances and parts of ordinances inconsistent with the provisions of this ordinance, be and the same are hereby repealed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that August 16th, 1939, at 11 A. M. Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby

directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin presented the following ordinance as a matter of information:

Ordinance relating to the business of moving used goods and chattels consisting of either furniture, household goods, pianos, office furniture, store fixtures, etc., and providing for licensing, regulating movers for hire and requiring permits to be obtained before such removal.

Mayor Ellenstein: This ordinance is introduced for information only so that it will not be advertised in the newspapers and thus avoid the possible incurring of unnecessary expense. And the procedure, as in any ordinance of this character, with the approval of the City Commission a public hearing is had without advertising and put off until a week from today, to August 9th.

Commissioner Franklin moved that a public hearing be held on the ordinance on August 9th.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin presented the following ordinance as a matter of information:

An Ordinance to supplement and amend an ordinance entitled "An Or-

dinance concerning the operation and maintenance of open air parking stations in The City of Newark, and providing for the licensing thereof," adopted June 15, 1932.

Mayor Ellenstein: This ordinance like the last one is introduced for information only. The hearing will be held one week from today, on August 9th.

Commissioner Franklin moved that a public hearing on the ordinance be held August 9th.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED, That the sum of One Thousand Six Hundred Forty-six Dollars and Forty-eight Cents (\$1,646.48) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 40.58
Comptroller's Office	52.41
Auditor's Office	343.45
Treasurer's Office	88.23
Assessments Local Improvements	37.85
District Courts	23.18
Reserve for Overpayment	
Comptroller's Office	1,060.73
	<hr/>
	\$ 1,646.48

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Twenty-two Thousand Nine Hundred Thirty Dollars and Eighty-five Cents (\$22,930.85) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance from July 16th to July 31st, 1939, as follows:

Director's Office	\$ 1,341.65
Comptroller's Office	2,717.84
Auditor's Office	2,257.50
Treasurer's Office	1,090.37
Receiver of Taxes	3,719.85
Arrears Personal Taxes	1,501.98
Board of Assessment and Revision of Taxes	6,932.55
W.P.A. Tax Revaluation Project 5406-7	208.33
Board of Assessment for Local Improvements	869.98
First District Court	1,179.13
Second District Court	1,111.64
	<hr/>
	\$ 22,930.85

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Four Hundred Ninety-seven Dollars and Sixty-two Cents (\$497.62) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Tax Receiver\$497.62

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Seven Hundred Twenty-five Dollars and Sixty-one Cents (\$725.61) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the overtime payroll of the Tax Receiver's Office in connection with the 1939 Tax Sale from June 28th to July 15th, 1939:

Tax Sale\$725.61

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Three Hundred and Sixty-two Dollars and Sixty Cents (\$362.60) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve for Liabilities W.
P.A. Tax Revaluation
Project 5406-7\$362.60

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, That the sum of Two Hundred Twenty-one Thousand, Nine Hundred Eighty-two Dollars and Nineteen Cents (\$221,982.19) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from July 16th to 31st, 1939, inclusive, as follows:

Director's Office	\$ 604.16
License Division	714.57
Building Division	3,137.47
Electrical Bureau	2,009.48
First Criminal and Family Courts	1,083.32
Second Criminal Court	610.39
Third Criminal Court	354.16
Department of Central Purchase	1,993.32
Night Police Court	312.49
Fire Division	80,128.38
Police Division	131,034.45
	<hr/>
	\$221,982.19

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, That the sum of One Hundred One Thousand, Three

Hundred Fifteen Dollars and Twenty-nine Cents (\$101,315.29) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works, for the last half of July, 1939, as follows:

Director's Office	\$ 1,566.65
Bureau of Health	23,949.47
City Hospital (WPA Project 5410-7)	166.66
Newark City Hospital	24,351.31
Convalescent Hospital	2,020.41
Newark City Home	3,324.46
Bureau of Baths	5,507.48
Newark City Alms House	2,570.65
Ivy Hill Power Plant	3,031.29
Outdoor Poor Department	2,159.98
Law Department	3,880.79
Emergency Relief--	
Administration	28,326.14
Board of Adjustment	460.00
	<hr/>
	\$101,315.29

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of One Hundred Sixty-six Dollars and Sixty-six Cents (\$166.66) be and the same is hereby appropriated to the City Treasurer, being the supplementary payroll from July 1st to 16th, 1939, of the Department of Public Works, as follows:

Newark City Hospital (WPA Project 5410-7)	\$166.66
---	----------

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Three Hundred Thirty-three Dollars and Thirty-three Cents (\$333.33) be and the same is hereby appropriated to the City Treasurer, being the monthly payroll of the Department of Public Works, as follows:

United States Social Hy-
giene Fund\$333.33

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Fifty-one Thousand Seven Hundred Fifty-one Dollars and Forty-one Cents (\$51,751.41) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Band Concerts	\$ 629.00
Convalescent Hospital	2,837.90
Bureau of Health	300.00
Newark City Hospital	28,434.31
Newark City Hospital (W PA Project)	5,204.95
City Hospital Alterations....	14,345.15
	<hr/>
	\$ 51,751.41

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Two Hundred Eighty-three Thousand Six Hundred Forty-nine Dollars and Fifty-two Cents (\$283,649.52) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—Direct \$283,649.52

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Seventy-five Dollars (\$75.00) be and the same is hereby appropriated to the City Treasurer, being the supplementary payroll of the Department of Public Works from July 16th to 31st, 1939, as follows:

Newark City Alms House\$75.00

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, That the sum of Three Thousand Two Hundred Sixty-eight Dollars and Sixty-four Cents (\$3,268.54) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolis of the Department of Parks and Public Property for weeks ending July 26th, 1939, and July 29th, 1939, as follows:

Shade Tree	\$ 1,982.64
Public Buildings	1,286.00
	<hr/>
	\$ 3,268.64

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Eleven Thousand, Nine Hundred Forty Dollars and Forty-seven Cents (\$11,940.47) be and the same is hereby appropriated to the City Treasurer same being the semi-monthly payrolls of the Department of Parks and Public Property from July 16 to July 31st, 1939, as follows:

Director's Office	\$ 1,165.74
Smoke Abatement	154.16
Public Buildings	8,179.83
Public Buildings (City owned property)	228.26
Weights and Measures	481.66
Printing and Stationery	65.00
Shade Tree	1,457.49
W.P.A. Project 1484-7.....	208.33
	<hr/>
	\$ 11,940.47

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Six Hundred and Twenty-five Dollars (\$625.00) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Maintenance of Dog Pound\$625.00

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, That the sum of Sixty-nine Dollars and Ninety Cents (\$69.90) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$69.90

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein..

RESOLVED, That the sum of Twenty-eight Thousand Eight Hundred Fifty-one Dollars and Sixty-two Cents (\$28,851.62) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction	
WPA Project 3531-7	\$ 24,388.76
Sewer Construction	
WPA Project 4813-7	205.00
Sewer Construction	
WPA Project 6131-7	462.50
Toy Mending	
WPA PROJECT 5618-7..	400.00
Toy Mending, City Planning, WPA Project 5358-7	416.66
Street Construction	
WPA Project 3531-7	2,928.70
N.Y.A. Garment Project 19-3EN-42	50.00
	<hr/>
	\$ 28,851.62

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Thirty-six Thousand, Five Hundred Seventy-two Dollars and Seventy-three Cents (\$36,572.73) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending July 26, 1939:

Newark Airport	\$ 2,546.55
----------------------	-------------

Bureau of Motors	2,647.90
Bureau of Streets	1,630.85
Bureau of Sewers	846.12
House Sewer Connections..	552.53
Bureau of Street Cleaning	17,950.99
Street Construction	767.10
Bureau of Docks	726.00
Bureau of Water	8,904.69
	<hr/>
	\$ 36,572.73

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the sum of Forty-nine Thousand, Nine Hundred and Eighty-five Dollars (\$49,985.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Public Affairs, as follows:

Free Library	\$ 39,285.00
Newark Museum	10,700.00
	<hr/>
	\$ 49,985.00

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Sixty Dollars and Sixty six Cents (\$260.66) be and the same is hereby appropriated to the persons named on the annexed certified lists,

being the bills and claims of the Department of Public Safety, as follows:

Building Division	\$ 91.23
Electrical Bureau	169.43
	<hr/>
	\$260.66

M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, Three Hundred Thirty-four Dollars and Forty-six Cents (\$4,334.46) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction, Hayes Park West, WPA Project 6069	\$ 1,315.99
Swimming Pool Construction, Hayes Park East, WPA Project 6069	433.43
Swimming Pool Construction, Clifton Avenue, WPA Project 6069	894.33
Swimming Pool Construction, Boylan Street, WPA Project 6069	1,067.13
Swimming Pool Construction, Hayes Park East, WPA Project 6069	42.50
Swimming Pool Construction, Hayes Park East, WPA Project 6069	538.00
Swimming Pool Construction, Hayes Park West, WPA Project 6069	42.88
	<hr/>
	\$ 4,334.46

M. Ellenstein
 Vincent J. Murphy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Two Hundred Sixty-five Dollars and No Cents (\$265.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Clerk	\$148.00
Water	21.00
Newark Worlds Fair Committee	96.00
	<hr/>
	\$265.00

M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-nine Thousand Three Hundred Eighteen Dollars and Seventy-eight Cents (\$49,318.78) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows: City Treasurer, semi-monthly payroll, period July 16th-July 31st, 1939, both inclusive:

Director's Office	\$ 1,439.57	1933 Tax	183.68
Newark Airport	1,309.99	1934 Tax	204.40
Bureau of Lighting	420.00	1935 Tax	708.96
Bureau of Streets	3,108.28	1936 Tax	803.91
Sidewalks	216.66	1937 Tax	778.59
House Sewer Connections	380.82	1938 Tax	972.71
Bureau of Sewers	1,119.14	1939 Tax	960.05
Bureau of Street Cleaning	4,227.41		
Bureau of Surveys	3,109.16		\$5,162.24
Engineering Division	1,129.99		
Bureau of Motors	1,927.63		
Bureau of Water	19,224.83		
Street Construction	2,915.79		
Bureau of Docks	1,095.00		
Newark Labor Relations Board	390.00		
Sewer Construction	774.57		
Airport Construction	1,515.00		
Haynes Avenue Bridge Construction WPA—			
General	200.00		
City Clerk	3,183.23		
Elections	477.50		
Swimming Pool Projects ..	708.33		
	<u>\$ 49,318.78</u>		

M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, the premises situate at Nos. 199-211 Haynes Avenue and Airport Zone, Block 3792, Lot 15 and Block 5094, Lot 2, respectively, has been heretofore assessed as one parcel of land; and,

WHEREAS, there is outstanding thereon the following liens, to wit:

1930 Tax	\$114.26
1931 Tax	222.88
1932 Tax	212.80

WHEREAS, Helena M. Nugent has made application for the apportionment of said outstanding liens in accordance with the apportionment application on file in the office of the Director of the Department of Revenue and Finance;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Revenue and Finance be and he is hereby authorized to make apportionment of the liens aforesaid on the above described property, as requested in application, all in manner provided and required by law, subject to approval of the Law Department as to form and procedure.

Vincent J. Murphy
 M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the premises situate at Nos. 6-16 Sheldon Terrace, Block 4271, Lot 20, has been heretofore assessed as one parcel of land; and,

WHEREAS, there is outstanding thereon the following liens, to wit:

1935 Tax	\$ 36.89
1936 Tax	167.64
1937 Tax	162.36
1938 Tax	202.84
1939 Tax	200.20

Sheldon Terrace Paving 389.20
Mt. Vernon Place Sewer 128.78; and

WHEREAS, Alexander Wanczyk has made application for the apportionment of said outstanding liens in accordance with the apportionment application on file in the office of the Director of the Department of Revenue and Finance;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Revenue and Finance be and he is hereby authorized to make apportionment of the liens aforesaid on the above described property, as requested in application, all in manner provided and required by law, subject to approval of the Law Department as to form and procedure.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Board of Commissioners desires to correct an error in the resolution hereinafter described, passed by the Board of Commissioners on the 26th day of July, 1939; NOW, THEREFORE,

BE IT RESOLVED, That the first paragraph of the resolution providing for the issuance of \$2,135,000 Emergency Notes of the City of Newark, adopted by the Board of Commissioners on the 26th day of July, 1939, be and the same hereby is amended to read as follows: "WHEREAS, The Board of Commissioners by resolutions duly adopted on January 4, 1939, January 25, 1939 and March 22, 1939, made temporary

appropriations aggregating \$3,135,200 for relief of the poor during the current fiscal year and \$2,000,000 of such sums so appropriated has been included in the budget for the current fiscal year heretofore adopted by the Board of Commissioners, with the approval of the Local Government Board of New Jersey, and the sum of \$1,135,200 appropriated by such resolution and not included in the budget for the current year constitutes an emergency appropriation under Section 40: 2-31 of the Revised Statutes, and has been reappropriated to the relief of the poor by resolution adopted on July 28, 1939;"

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Board of Commissioners desires to correct an error made in the resolution hereinafter described, passed by the Board of Commissioners on the 26th day of July, 1939; NOW, THEREFORE,

BE IT RESOLVED, that the first paragraph of the resolution making an emergency appropriation of \$1,135,200 for the relief of the poor, adopted by the Board of Commissioners on the 26th day of July, 1939, be and the same hereby is amended to read as follows: WHEREAS, the Board of Commissioners by resolutions duly adopted on January 4, 1939, January 25, 1939 and March 22, 1939, made temporary appropriations aggregating Three Million, One Hundred Thirty-five Thousand, Two Hundred Dollars (\$3,135,200) for relief of the poor during the current fiscal year, and Two Million Dollars (\$2,000,000) of such sums so appropriated

has been included in the budget for the current fiscal year heretofore adopted by the Board of Commissioners, with the approval of the Local Government Board of New Jersey, and the sum of One Million, One Hundred Thirty-five Thousand, Two Hundred Dollars (\$1,135,200) appropriated by said resolutions and not included in the budget for the current year constitutes an emergency appropriation under Section 40:2-31 of the Revised Statutes and the Board of Commissioners wishes to confirm the appropriation of said sum of One Million, One Hundred Thirty-five Thousand, Two Hundred Dollars (\$1,135,200) included in such temporary appropriations and to reappropriate said sum to the relief of the poor;"

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Board of Commissioners has heretofore adopted the ordinance hereinafter described, and the Board of Commissioners desires to make further provision for the issuance of Bond Anticipation Notes pursuant to said ordinance; NOW, THEREFORE,

BE IT RESOLVED By the Board of Commissioners of the City of Newark that there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance providing for the issuance of Street Improvement Bonds of The City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners on July 19, 1939, Bond Anticipation Notes of said City of the aggregate

principal amount of \$250,000, and that each of said notes shall be dated on or about the date of its issuance, and shall be payable not more than six months after its date and shall bear interest at a rate which shall not exceed six per centum (6%) per annum.

FURTHER RESOLVED, That each of said notes shall be signed by the Director of the Department of Revenue and Finance, and shall be countersigned by the Mayor and City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and Statutes of New Jersey.

FURTHER RESOLVED, That the power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

FURTHER RESOLVED, That said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

FURTHER RESOLVED, That no notes shall be sold or issued pursuant to this resolution until said ordinance shall have taken effect in the manner provided by law.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

BE IT RESOLVED By the Board of Commissioners of The City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to advertise for sealed bids for the leasing of the following city-owned properties, located in the City of Newark, for Parking Stations:

1. Premises known and designated at 30-34 Franklin Street and 45-55 Green Street;

2. Premises known and designated as 1136-1168 Raymond Boulevard.

Bids to be received between the hours of 11 and 11.15 A. M. (Daylight Saving Time), as such time as may be designated in said advertisement. Bids to be advertised for and received in the manner provided by law.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, By the Board of Com-

missioners of the City of Newark, that a certain lease by and between Freida Wagenheim and Abraham Wagenheim, of the first part, and The City of Newark, a municipal corporation of the State of New Jersey, of the second part, leasing to the said party of the second part certain Health Station, commonly known as No. 131-135 Watson Avenue, in the City of Newark, for a period of three (3) years, beginning August 1st, 1939 and expiring July 31st, 1942, at the annual rental of Seven Hundred and Twenty (\$720) Dollars, and upon the terms and conditions more particularly set forth in said lease, be and the same is hereby ratified and affirmed, and the Director of the Department of Public Works and the City Clerk of said City are hereby authorized and directed to execute said lease on behalf of the said City, on the adoption of this resolution.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

An Application for a permit to display fireworks by the Society S. S. Madonna Della Nova on August 5th-6th, 1939, in the immediate vicinity of St. Lucy's Church, was received and ordered filed.

Mayor Ellenstein offered the following resolutions:

WHEREAS, The Society of S. S. Madonna Della Nova, a non-pecuniary corporation organized under the laws of the State of New Jersey, sponsoring the celebration of Madonna Della Nova, under the auspices of St. Lucy's Roman Catholic Church of Newark,

New Jersey, has made an application for permit for fireworks display on the public streets of the First Ward of Newark, in the immediate vicinity of St. Lucy's Church, on Saturday, August 5th, and Sunday, August 6th, 1939, intermittenly between the hours of 2 P. M. and 7 P. M., and

WHEREAS, said application has been duly approved by the Chief of Police and the Fire Department of the City of Newark;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark, that permission is hereby granted to The Society of S. S. Madonna Della Nova, a non-pecuniary corporation organized under the laws of the State of New Jersey, sponsoring the celebration of Madonna Della Nova under the auspices of St. Lucy's Roman Catholic Church of Newark, New Jersey, to conduct the fireworks display as applied for on the posting of a bond in the sum of Three Thousand Dollars (\$3,000.00) as provided by Chapter 51 of the Laws of 1937, said bond to be approved as to form by the Law Department.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murpny, Mayor Ellenstein.

WHEREAS, an application has been made to The City of Newark by The Society S. S. Madonna Della Nova, a non-pecuniary corporation organized under the laws of the State of Jersey, sponsoring the celebration of Madonna Della Nova, under the auspices of St. Lucy's Roman Catholic Church of Newark, New Jersey, on the public streets of the First Ward

of Newark, in the immediate vicinity of St. Lucy's Church; and,

WHEREAS, a bond as required by Chapter 51 of the Laws of 1917 has been filed, furnished by the said The Society of S. S. Madonna Della Nova, a non-pecuniary corporation organized under the laws of the State of New Jersey, as principal and the Indemnity Insurance Company of North America (Philadelphia) as surety, the form of which has been approved by the Law Department of the City of Newark;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that said bond be approved.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Municipal Board of Alcoholic Beverage Control has made the following request, to wit:

"Academy A. C., Inc.,
359 Chestnut Street,
Club Liense No. CB-47,

Amount Paid, July 5, 1939	\$150.00
Less 10% deduction for investigation	15.00
Amount to be refunded	\$135.00

This application for license was denied by the Municipal Board of Alcoholic Beverage Control on July 13, 1939.

"Edison Bar, Inc.,
12 Edison Place,
Newark, N. J.

Amount paid, June 21, 1939,
for transfer fee for license
No. C-1029 from Sam Fili-
povich, 12 Edison Place,
Newark, to Edison Bar &
Grill, Inc., 12 Edison Place \$ 50.00
Amount paid for renewal li-
cense No. C-981, June 21,
1939 500.00
Total\$550.00

The Municipal Board of Alcoholic Beverage Control denied both the transfer and renewal to the Edison Bar & Grill, Inc. at their meeting of July 6, 1939, but consented to refund both fees, provided Sam Filipovich filed application for renewal in his own name. The conditions of the Board have been complied with and therefore the Board consents to the refund of the full fee amounting to \$550.00."

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the afore-said sums be and the same are hereby ordered refunded and the Director of the Department of Revenue and Finance be and he is hereby directed to make payment of same to the appli-cants respectively entitled thereto, as hereinbefore set forth.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the follow-ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, By Order of the New Jersey Supreme Court of June 28th, 1939, the taxed costs were allowed to Virginia D. Mattie, in the matter of

Virginias D. Mattia v. The City of Newark, et al.;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the sum of One Hundred Thirty-five Dollars (\$135.00) be and the same is hereby appropriated to Virginius D. Mattia, in payment of the taxed bill of costs, as per copy attached to this resolu-tion and made a part thereof.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the follow-ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the follow-ing resolutions:

RESOLVED, That sealed proposals received by the Department of Cen-tral Purchase on July 24th, 1939, for furnishing and delivering Plymouth Coupes, to the Department of Parks and Public Property be and the same hereby is rejected, inasmuch as only one (1) bid was received, therefore be it

FURTHER RESOLVED, That the Department of Central Purchase be and it hereby is authorized and di-rected to advertise for sealed propos-als for said Plymouth Coupes.

Bids to be received on such data and at such times as it shall in said advertisement designate.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the follow-ing votes:

Yeas Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That sealed proposals received by the Department of Central Purchase on July 24, 1939, for furnishing and delivering Doors for Public Baths, for the Department of Public Works, be and the same hereby are rejected, inasmuch as the price appears to be excessive, therefore be it

FURTHER RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for said Doors.

Bids to be received on such date and at such times as it shall in said advertisement designate.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering License Tags, Badges and Plates, and Foam Powder, all for the Department of Public Safety, and Tobacco for the Department of Public Works.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering the following materials, therefore be it

RESOLVED, By the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark be and the same hereby are awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety, and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

CHARLES COOPER CO.,
Newark, N. J.

(Public Affairs)

Approximately 4,000 lbs. Anhydrous Ammonia, for delivery into City's truck at contractors' yard, and/or for delivery to Charlotteburg, N. J. @ .145 lb.

DOONER & SMITH CHEMICAL
COMPANY, Newark, N. J.

(Public Affairs)

One (1) or more 100 lb. cylinders Chlorine for delivery to Cedar Grove, Charlotteburg and/or to any point within twenty-five miles of Newark, N. J., where containers may be loaded @ .049 lb.

One (1) or more 100 lb. cylinders Chlorine for delivery into City's truck at contractor's warehouse @ .045 lb.

One (1) or more carloads, 15 one-ton containers of Chlorine for delivery to Charlotteburg, N. J. @ .0231 lb.

A. STEIERT & SON,
Hatfield, Pa.

(Public Affairs)

Approximately 6 gross No. 1620 Brooms—Bassine @ \$6.15 doz.

Approximately 3 gross No. 1613 Brooms—Bass @ \$5.25 doz.

Approximately 10,000 lbs. Bass Motor Pick-up Fibre, 26" long good grade packed in 100 lb. bundles @ \$7.90 C. lbs.

Approximately 6 tons Steel Wire—26" @ \$10.88 C. lbs.

BURROUGHS ADDING MACHINE
COMPANY, Newark, N. J.

(Revenue & Finance)

One (1) Burroughs Typewriter Book-keeping machine to list statements, make out checks and classify merchandise, also converting two old machines now in Treasurer's Office into the modern standard of new machines, including necessary parts and labor; also including printed matter required by this type of machine in the quantity specified by the Director of the Department of Revenue and Finance, for the sum of \$3,236.50.

FISHER-CADILLAC CORPORATION,
Newark, N. J.

(Public Affairs)

One (1) or more 1939 LaSalle Model 39-50-VS Touring Sedans @ \$1,345.00 each.

NEWARK BUICK CORPORATION,
Newark, N. J.

(Public Affairs)

One (1) or more 1939 Buick, Series 80, Model 81, 6 passenger 4 door, touring sedans, with trunk and heavy duty tires @ \$1,718.60 each.

EDWARD J. WHITE COMPANY,
Newark, N. J.

(All departments excepting Revenue & Finance)

General Electric Edison Mazda Lamps, as shown on list on file in the office of the Department of Central Purchase—On an aggregate amount of \$5,000.00 net; Standard Package Quantity — list less 32% discount. Broken package Quantity —list less 27% discount.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, The Director of the Department of Parks and Public Property did solicit formal bids for the binding of eight pay roll books for the Auditor's Office, and awarded the contract to F. Enderlin & Son, for the sum of \$26.00;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the action of the said Director of the Department of Parks and Public Property in awarding the said contract to F. Enderlin &

Son, be and the same is hereby approved.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, informal bids having been had by the Director of the Department of Parks and Public Property for servicing Korth Oil Burners in Hayes Park West and Hayes Park North, for one (1) year commencing August 1, 1939, and George L. Dennis Co., of 116 Stuyvesant Avenue, Newark, bid of \$25.00 each, total of \$50.00, for both burners being deemed satisfactory by said Director, and so recommended by him as the successful bidder;

THEREFORE BE IT RESOLVED By the Board of Commissioners of The City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to contract in the aforesaid matter accordingly.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, there is a vacancy in the position of Assistant Superintendent of Buildings in the Building Di-

vision of the Department of Public Safety, and which position was provided for under Section 436 of the Building Ordinance; and which vacancy has existed for several years; and,

WHEREAS, Superintendent of Buildings Frederic Bigelow has advised the Acting Director of the Department of Public Safety that he deems it necessary at this time to request that the position of Assistant Superintendent be filled, and has recommended the appointment of Sylvester J. Connolly, presently employed as Plan and Application Examiner, in said Department, as Acting Assistant Superintendent of Buildings, all of which is contained in the communication addressed to the Acting Director of the Department of Public Safety by Frederic Bigelow, Superintendent of Buildings, which is attached hereto and made a part hereof; and

WHEREAS, it is the recommendation of the Acting Director of the Department of Public Safety that the said Sylvester J. Connolly shall be appointed Acting Assistant Superintendent of Buildings, at his present salary of \$3,500.00;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that Sylvester J. Connolly, Plan and Application Examiner in the Division of Buildings of the Department of Public Safety, at an annual salary of \$3,500.00, be and he is hereby appointed Acting Assistant Superintendent of Buildings in the Division of Buildings of the Department of Public Safety, at the same salary of \$3,500 per annum, effective as of this date; said salary to be paid as all other salaries are paid.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, On April 28th, 1938, Mildred Tropp was transferred from the Shade Tree Bureau, Department of Parks and Public Property, as Junior Clerk-Stenographer to the same position in the Director's Office, Department of Parks and Public Property, at an annual salary of \$960.00, and

WHEREAS, It was intended that the salary of Mildred Tropp would be \$1,040.00 per annum, being the equivalent of \$20.00 per week, which was the salary she had been receiving in the Shade Tree Bureau; and,

WHEREAS, It is the desire, at this time, of the Director of Parks and Public Property to make the salary adjustment to which the said Mildred Tropp is entitled:

THEREFORE BE IT RESOLVED, That the salary of Mildred Tropp, Clerk-Stenographer in the Director's Office, Department of Parks and Public Property, be and the same is hereby adjusted, effective as of August 1st, 1939, to a salary of \$1,040.00 per annum, to be paid semi-monthly as other salaries are paid.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of the City of Newark that the following changes appearing in the payrolls of the Department of

Parks and Public Property for the first half of August, 1939 and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

SHADE TREE

Carrie Bartee, Attendant, granted her annual one week vacation, with pay, commencing August 7th, 1939.

Angelo Buro, Laborer, granted his annual one week vacation, with pay, commencing August 7th, 1939.

Nicholas Donahue, Laborer-Tree Climbing, granted his annual one week vacation, with pay, commencing August 7th, 1939.

Thomas Granahan, Laborer, granted his annual one week vacation, with pay, commencing August 3rd, 1939.

Luigi Martino, Laborer, granted his annual one week vacation, with pay, commencing August 3rd, 1939.

Louise Ramsden, Attendant, granted her annual one week vacation, with pay, commencing August 3rd, 1939.

Nunzio Sappori, Laborer-Tree Climbing, granted his annual one week vacation, with pay, commencing August 7th, 1939.

John A. Thompson, Laborer, granted his annual one week vacation, with pay, commencing August 3rd, 1939.

Fred Veneziano, Laborer-Tree Climbing, granted his annual one week vacation, with pay, commencing August 7th, 1939.

Patrick H. Tansey, Foreman, granted his annual two weeks vacation with pay, commencing August 7th, 1939.

PUBLIC BUILDINGS:

Elizabeth Sheridan, Cleaner, grant-

ed her annual two weeks vacation, with pay, commencing July 31st, 1939.

Margaret Bardsley, Cleaner, granted her annual two weeks vacation, with pay, commencing July 31st, 1939.

Bertha DuBois, Cleaner, granted her annual two weeks vacation, with pay, commencing July 31st, 1939.

Anna Gill, Cleaner, granted her annual two weeks vacation, with pay, commencing July 31st, 1939.

Margaret Merrigan, Cleaner, granted her annual two weeks vacation with pay, commencing July 31st, 1939.

Jennie Taylor, Cleaner, granted her annual two weeks vacation, with pay, commencing July 31st, 1939.

Sadie Ford, Cleaner, granted her annual two weeks vacation, with pay, commencing July 31st, 1939.

Margaret McNally, Cleaner, granted her annual two weeks vacation, with pay, commencing July 31st, 1939.

Theresa Helmstetter, Cleaner, granted her annual two weeks vacation, with pay, commencing July 31st, 1939.

Mary Egan, Cleaner, granted her annual two weeks vacation, with pay, commencing July 31st, 1939.

Catherine Spragg, Cleaner, granted her annual two weeks vacation, with pay, commencing July 31st, 1939.

Loretta Dolan, Cleaner, granted her annual two weeks vacation, with pay, commencing July 31st, 1939.

Margaret Healy, Cleaner, granted her annual two weeks vacation, with pay, commencing July 31st, 1939.

Abby Buckley, Cleaner, granted her annual two weeks vacation, with pay, commencing July 31st, 1939.

Helen Birch, Cleaner, granted one week of her annual two weeks vacation, with pay, commencing August 7th, 1939.

Anna Newhall, Cleaner, granted one week of her annual two weeks vacation, with pay, commencing August 14th, 1939.

John McGreevy, Head Janitor, granted his annual two weeks vacation, with pay, commencing July 31st, 1939.

James Raymond, Aerial Cleaner, granted his annual two weeks vacation, with pay, commencing July 31st, 1939.

Daniel Ryan, Cleaner, granted his annual two weeks vacation, with pay, commencing July 31st, 1939.

Daniel Peters, Elevator Operator, granted his annual two weeks vacation, with pay, commencing August 7th, 1939.

Ulysses G. Taylor, Elevator Operator, granted his annual two weeks vacation, with pay, commencing July 31st, 1939.

John Begley, Electrician, granted his annual two weeks vacation, with pay, commencing July 31st, 1939.

John Hanretty, General Foreman, granted his annual two weeks vacation, with pay, commencing July 31st, 1939.

James F. Smith, Janitor, granted his annual two weeks vacation, with pay, commencing July 31st, 1939.

Daniel Rizzolo, Laborer, granted his annual two weeks vacation, with pay, commencing July 31st, 1939.

Erade Vitiello, Laborer, granted his annual two weeks vacation, with pay, commencing July 31st, 1939.

Luke Reilly, Laborer, granted his annual two weeks vacation, with pay, commencing July 31st, 1939.

David Fernicola, Cleaner, granted his annual two weeks vacation, with pay, commencing July 31st, 1939.

Spiros Mastoras, Elevator Operator, granted his annual two weeks vacation, with pay, commencing July 31st, 1939.

Robert Strong, Cleaner, granted his annual two weeks vacation, with pay, commencing July 31st, 1939.

Edward Dunne, Cleaner, granted his annual two weeks vacation, with pay, commencing July 31st, 1939.

William Churchill, Cleaner, granted his annual two weeks vacation, with pay, commencing July 31st, 1939.

Gorge Goertyz, City Hall Police, granted his annual two weeks vacation, with pay, commencing July 31st, 1939.

WEIGHTS AND MEASURES

Walter C. Franz, Assistant Superintendent, granted one week of his annual two weeks vacation, with pay, commencing August 14th, 1939.

PUBLIC BUILDINGS (City Owned Property)

Louis Anker, Market Supervisor, granted his annual two weeks vacation, with pay, commencing August 7th, 1939.

Frank J. Hess, Laborer, granted his annual one week vacation, with pay, commencing August 7th, 1939.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The services of Otto McKlanes, Cleaner in the Bureau of Public Buildings, Department of Parks and Public Property, are required as Aerial Cleaner; and,

WHEREAS, Otto McKlanes has had experience as Aerial Cleaner, having been employed formerly in such capacity;

THEREFORE BE IT RESOLVED, That Otto McKlanes be and he is hereby returned to his former position of Aerial Cleaner in the Public Buildings Bureau, Department of Parks and Public Property, and his salary is hereby adjusted from \$1,500.00 per annum to \$1,700.00 per annum, effective as of August 16th, 1939 and payable semi-monthly as other salaries are paid.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Because of the shortage of Elevator Operators, Abraham Freund, Laborer in the Bureau of Public Buildings, Department of Parks and Public Property, has been working in the capacity of Elevator Operator; and,

WHEREAS, It is the opinion of the Director of the Department of Parks and Public Property that the said Abraham Freund is entitled to an adjustment of salary because of the nature of his work;

THEREFORE BE IT RESOLVED, That the Salary of Abraham Freund be and it is hereby adjusted from \$1,-200.00 per annum to \$1,320.00 per annum, effective as of August 16th, 1939, and to be paid semi-monthly as other salaries are paid.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, Gaetano Ippolito has been employed in the capacity of Laborer since 1908, in the Bureau of Sewers, Department of Public Affairs, of the City of Newark; and,

WHEREAS, said Ippolito has made application for a pension under—

Chapter 183, P. L. 1923, Revised Statutes 1937, 43:12-1.

wherein it is provided that:

“A person who has been continuously employed in any city for a period of twenty-five years, and has reached the age of 70 years, may retire or be retired at any time thereafter. On and after retirement he shall be paid by the city one-half the amount he was receiving as salary from the city at the time of his retirement;”
and,

WHEREAS, it appears that said Ippolito is now over the age of 70 years and has been employed by the City since 1908, a period of over thirty years; and

WHEREAS, said Ippolito was receiving a salary of \$32.00 per week, and desires, due to advancing age, to be retired, on half pay;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the application for pension of Gaetano Ippolito, employed by the City of Newark, in the Department of Public Affairs, Bureau of Sewers, in the capacity of Laborer, is hereby granted, under and by virtue of the provisions of:

Chapter 103, P. L. 1923, (Revised Statutes, 1937, 43:12-1).

said pension to become effective as of August 10, 1939; and

BE IT FURTHER RESOLVED, That said Gaetano Ippolito be paid a pension of \$16.00 per week, said pension to be paid as other pensions are paid.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That in order to correct an error in transcribing the Department of Public Affairs, budget from the detail sheets to the advertised summary sheets the following changes be made:—Bureau of Streets —Personal Services from \$71,374.30 to \$176,941.03, and Other than personal services from \$148,625.70 to \$43,058.97, the total of \$220,000 to remain the same. The appropriation for Dedicated Revenue purposes Newark Airport — Personal Services from \$147,195.66 to \$162,195.66, and other than personal services from \$73,115.10

to \$58,115.10, to total of \$220,310.76 to remain the same.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, Pearce R. Franklin, Director of the Department of Public Works, desires to file with the United States Works Project Administration, project application No. 3-7-5737 to cut and distribute 15,000 cords of wood for the needy of the City of Newark; and,

WHEREAS, the contribution requested of the United States Works Projects Administration for said project amounting to \$116,033.20 is contingent upon the expenditure of \$38,859.30 by the City of Newark;

THEREFORE BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Public Works is hereby authorized to expend the sum of \$38,859.30 for the purpose aforesaid.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Earl H. Snavelly, Med-

ical Director at Newark City Hospital, has reported a certain machine known as a flat work ironer model Troy Trogen Cylinder Type has broken down; and,

WHEREAS, an emergency has arisen by reason thereof; and

WHEREAS, it appears from the report of Dr. Snavelly, copy of which is annexed hereto, that said machine is more than twenty-five (25) years old, that the costs of repairs would be high and the results of repairs doubtful; and,

WHEREAS, no special or adequate provision was made in the 1939 budget for the purpose of providing a new machine in place of the one now broken down; and,

WHEREAS, the 1937 Revised Statutes 40:2-31 provides for the creation of an emergency appropriation in such purposes; and,

WHEREAS, the total amount of emergency appropriations created, including the appropriation to be made by this resolution, will total the sum of Eight Thousand Two Hundred Eleven Dollars and Thirty-two Cents (\$8,211.32), which is within the figure of three per cent. (3%) of the total current operating appropriations in the 1939 budget, which said sum of three per cent. (3%) amounts to Four Hundred Ninety-five Thousand Two Hundred Nine Dollars and Sixty-three Cents (\$495,209.63);

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that an emergency is hereby declared, and that an emergency appropriation be and the same is hereby made, pursuant to 1937 Revised Statutes 40:2-31, in the amount of Four Thousand Dollars (\$4,000.00); and,

BE IT FURTHER RESOLVED That said appropriation shall be pro-

vided for in full in the 1940 budget;
and,

BE IT FURTHER RESOLVED
That the aforesaid payment be financed from the current funds of The City of Newark; and

BE IT FURTHER RESOLVED
That the Director of the Department of Revenue and Finance of The City of Newark be and he is hereby empowered to make said payment; and

BE IT FURTHER RESOLVED
That a copy of this resolution be filed forthwith with the Commissioner of Local Government.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of City Parking Service (Ciro Camassa, owner); for the establishment and operation of an automobile parking station in a 1st industrial district; premises 126 Academy Street; same to be operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of The City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move its adoption.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED, By the Board of Commissioners of the City of Newark that in order to avoid duplications of effort resulting from overlapping of our local government functions, with its consequent unnecessary expenditure of taxpayers' money, and in the interest of more efficient and lower cost of our local governmental operations, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by The City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks;

Shade Tree Division;

Building Department;

Insurance Fund Commission;

Housing Authority

be and the same are hereby distributed into the Department of Parks and Public Property, and the Director of the Department of Parks and Public Property is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by The City of Newark;

All telephone and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks;

Shade Tree Division;

Building Department;

Insurance Fund Commission;

Housing Authority

and shall perform all of the duties

now or heretofore imposed by law with respect thereto.

Vincent J. Murphy

Commissioner Murphy: I move the adoption of the resolution.

Mayor Ellenstein: All those in favor that the resolution should be adopted will signify by saying aye, contrary no, the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: Aye.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: No.

The City Clerk: Commissioner Murphy.

Commissioner Murphy: Aye.

The City Clerk: Mr. Mayor?

Mayor Ellenstein: No.

Mayor Ellenstein: The resolution is lost.

RESOLVED: By the Board of Commissioners of The City of Newark That all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Relief

Overseer of the Poor

Soldiers and Sailors Aid Bureau

Camp Newark

Employment Bureau

Municipal Assistance Board

Labor Relations Board

Health Bureau

City Hospital

Alms House

Home for Boys

Baths

Dog Pound

be and the same are hereby distributed into the Department of Public Works, and the Director of the Department of Public Works is hereby vested with all of the powers, authority and rights now or hereafter vested in or given by any statute, charter or ordinance relating to the

Relief

Overseer of the Poor

Soldiers and Sailors Aid Bureau

Camp Newark

Employment Bureau

Municipal Assistance Board

Labor Relations Board

Health Bureau

City Hospital

Alms House

Home for Boys

Baths

Dog Pound

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Commissioner Murphy: I move the adoption of the resolution.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: Aye.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: No.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: Aye.

The City Clerk: Mr. Mayor?

Mayor Ellenstein: No. The resolution is lost.

RESOLVED, By the Board of Commissioners of the City of Newark, That all of the executive, Administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to

Police Division

Police Courts

Fire Division

Weights and Measures

Smoke Abatement

All Licenses

Street Lighting

Transportation Regulation

be and the same are hereby distributed into the Department of Public Safety, and the Director of the Department of Public Safety is hereby vested with all the powers, authority and rights now or heretofore vested

in or given by any statute, charter or ordinance relating to the

Police Division

Police Courts

Fire Division

Weights and Measures

Smoke Abatement

All Licenses

Street Lighting

Transportation Regulation

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Commissioner Murphy: I move the adoption of the resolution.

Mayor Ellenstein: All in favor of the resolution as read by the Clerk will signify by saying aye, contrary no; the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: Aye.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: No.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: Aye.

The City Clerk: Mr. Mayor?

Mayor Ellenstein: No. That resolution is defeated.

RESOLVED, By the Board of Commissioners of the City of Newark, that all the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Comptroller

Treasurer

Tax Receiver

Auditor of Accounts

Board of Assessment and Revision of Taxes

Board of Assessment for Local Improvements

Board of Adjustment

Sinking Fund Commission

Printing and Stationery Division

Division of Central Purchase

Billing, collection and auditing division, now in the Water Bureau

Martin Act

Pension Funds

Law Department

be and the same are hereby distributed into the Department of Revenue and Finance, and the Director of the Department of Revenue and Finance, is hereby vested with all of the powers, authority, and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Comptroller

Treasurer

Tax Receiver

Auditor of Accounts

Board of Assessment and Revision of Taxes

Board of Assessment for Local Improvements

Board of Adjustment

Sinking Fund Commission

Printing and Stationery Division

Division of Central Purchase

Billing, collection and auditing division, now in the Water Bureau.

Martin Act

Pension Funds

Law Department and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Mayor Ellenstein: All in favor of this resolution will signify by saying aye, contrary no; the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: No.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: No.

The City Clerk: Commissioner Murvhy?

Commissioner Murphy: Aye.

The City Clerk: Mr. Mayor?

Mayor Ellenstein: No. The resolution is defeated.

RESOLVED, By the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Streets

Street Cleaning

Refuse Collection

Sewers—Gas Meter Inspection

Water Department, except the billing, collection and auditing functions thereof

Airport

Docks

Passaic River Waterfront

Municipal Waterfronts

Port Newark Development

Art Commission

Free Public Library

Museum

Board of Education

Newark Technical School.

District Courts

City Clerk

Industrial Commission

be and the same are hereby distributed into the Department of Public Affairs, and the Director of the Department of Public Affairs is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Streets

Street Cleaning

Refuse Collection

Sewers—Gas Meter Inspection

Water Department, except the bill-
ing, collection and auditing func-
tions thereof,

Airport

Docks

Passaic River Waterfront

Municipal Waterfronts

Port Newark Development

Art Commission

Free Public Library

Museum

Board of Education

Newark Technical School

District Courts

City Clerk

Industrial Commission

and shall perform all of the duties
now or heretofore imposed by law
with respect thereto, except the hous-
ing and maintenance of all real and
personal property connected there-
with.

Vincent J. Murphy

Mayor Ellenstein: All in favor of
the resolution will signify by saying
aye, contrary no; the Clerk will call
the roll.

The City Clerk: Commissioner
Byrne?

Commissioner Byrne: Aye.

The City Clerk: Commissioner
Franklin?

Commissioner Franklin: No.

The City Clerk: Commissioner
Murphy?

Commissioner Murphy: Aye.

The City Clerk: Mayor Ellenstein?

Mayor Ellenstein: No. That reso-
lutiin is defeated. Are there any
other resolutions?

Commissioner Byrne: I would like
my resolution to be presented.

Mayor Ellenstein: Director Byrne
introduces a resolution. The Clerk
will read the resolution.

Commissioner Byrne offered the
following resolution:

RESOLVED, By the Board of Com-
missioners that Joe. M. Byrne, Jr., Di-
rector of the Department of Parks
and Public Property, be and he is
hereby transfered from the Depart-
ment of Parks and Public Property to
the Department of Public Safety and
that all of the powers and duties vest-
ed in the Director of the Department
of Public Safety be and they are here-
by vested in said Director Jos. M.
Byrne, Jr.

Jos. M. Byrne, Jr.

Mayor Ellenstein: All in favor of
the resolution as read by the Clerk
will signify aye, contrary no, the
Clerk will call the roll.

The City Clerk: Commissioner
Byrne?

Commissioner Byrne: Aye.

The City Clerk: Commissioner
Franklin?

Commissioner Franklin: No.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: I would like to state in line with my position taken, which I believe is sound, which pledge I believe I owe to the citizens of Newark, it is my position that this commission should act on the realignment of the departments. I am therefore not voting for any fifth man or a change until something is done about the re-alignment of the department.

Mayor Ellenstein: Does that mean you are not voting, voting yes or no for the purpose of the record? Are you not voting?

Commissioner Murphy: You may record the vote as not consistent with my position.

The City Clerk: Mr. Mayor?

Mayor Ellenstein: No. That resolution is defeated. Are there any other resolutions?

Mayor Ellenstein: Are there any other resolutions?

We will now proceed with the important business of endeavoring to fill the vacancy in the Department of Public Safety. Are there any presentations?

Commissioner Franklin: Before we proceed with the election, it was the agreement last week that each one would vote yes or no.

Mayor Ellenstein: We are prepared to hear presentations of any of the Commissioners. Are there any presentations?

Commissioner Byrne: I propose the same name as last week, Thomas Guthrie.

Mayor Ellenstein: Director Byrne

presents Thomas Guthrie to fill the vacancy in the Department of Public Safety.

Commissioner Byrne. No, in the Commission.

Mayor Ellenstein: To fill the vacancy there.

Mr. O'Brien: To fill the vacancy of commissioner. Then he is subsequently assigned.

Mayor Ellenstein: All those in favor of the resolution—original resolution, votes were taken on prior occasions designating the commissioner in that particular department.

Mr. O'Brien: That is not the law.

Mayor Ellenstein: All those in favor of Mr. Guthrie—

Commissioner Murphy: I just want to get it clear. The Commission is voting on the new member of the commission but not as to what department he is to go in.

Mr. O'Brien: That is correct.

Mayor Ellenstein: All in favor of Mr. Guthrie being elected to the Commission to fill the vacancy as now exists will signify by saying aye, contrary no; the clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: Aye.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: No.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: I think it is in the record, the reason why I am voting no.

The City Clerk: Mr. Mayor?

Mayor Ellenstein: No.

The City Clerk: Three noes and one aye.

Mayor Ellenstein: Mr. Guthrie is not elected.

The City Clerk: Ballot number eight.

Mayor Ellenstein: Are there any suggestions? Seeing that the Commission is backward I will again present the name of labor's candidate, a man who is labor's candidate, an outstanding citizen of the community, that of Louis R. Mazzei.

Commissioner Murphy: What is the motion?

Mayor Ellenstein: I present the name of Louis R. Mazzei. All those in favor of Mr. Mazzei being appointed commissioner for the vacancy in the Newark City Commission will say aye, contrary no; the clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: No.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: Aye.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: Same position, no.

The City Clerk: Mr. Mayor?

Mayor Ellenstein: Aye. Mr. Mazzei is not elected.

The City Clerk: Ballot number nine.

Mayor Ellenstein: Any other presentations by any other Commissioner? I will again present the name of a man who is a leading member of the Bar, one of the leading members of the Bar, formerly on the Judiciary Committee of the Essex County Bar Association and now functioning on the Ethics Committee of the Essex County Bar Association, a man of high integrity, unimpeachable reputation. I present the name of Carl Abruzzese. All in favor of Carl Abruzzese for the vacancy on Newark City Commission will signify by saying aye, contrary no; the clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: No.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: Aye.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: Same position, no.

The City Clerk: Mr. Mayor?

Mayor Ellenstein: Aye.

Mr. Abruzzese received two votes, he is not elected.

The City Clerk: Ballot number ten.

Commissioner Byrne: I present the name of Dr. William Crecca.

Mayor Ellenstein: Director Byrne presents the name of Dr. William Crecca. All those in favor of Dr. Crecca being elected to the Newark City Commission to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: Aye.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: No.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: The same, no.

The City Clerk: Mr. Mayor?

Mayor Ellenstein: No. Dr. Crecca is not elected.

The City Clerk: Ballot number eleven.

Mayor Ellenstein: Any other presentations? Hearing none from the Commission I will present the name of Judge Ralph Villani who is backed by a number of industrial organizations and many business men in the city, many fraternal organizations. I present for the City Commission's consideration the name of Judge Ralph Villani. All in favor of Judge Ralph Villani being appointed to the City Commission to fill the vacancy will signify by saying aye, contrary no; the clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: No.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: Aye.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: Same position, no.

The City Clerk: Mayor Ellenstein?

Mayor Ellenstein: Aye.

Judge Villani is not elected having received but two votes.

The City Clerk: Ballot number twelve.

Mayor Ellenstein: Are there any other presentations by any other City Commissioner?

Commissioner Franklin: I again present the name of James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin again presents the name of James Pellecchia, Jr. All in favor of James Pellecchia, Jr. to be designated to fill the vacancy on the Newark City Commission will signify by saying aye, contrary no; the clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: No.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: Aye.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: The same position, no.

The City Clerk: Mr. Mayor?

Mayor Ellenstein: Aye.

James Pellecchia, Jr., having received but two votes is not elected.

The City Clerk: Ballot number thirteen.

Mayor Ellenstein: Are there any

presentations? Ballot thirteen being one of good omen I will present a man who has not been presented before, a man who was born in Newark, received his education in the Newark Public Schools, attended New York University and medical school; has been practising medicine since 1922 in the City of Newark and is considered one of the outstanding men in the medical profession; is on the staff of Presbyterian Hospital, Columbus Hospital, and Newark City Dispensary where he has given 17 years of his time in the interest of the welfare of the indigent of our city. I present a man of outstanding character, Dr. Ames L. Filippone. All in favor of Dr. Filippone filling the vacancy as it exists in the Newark City Commission, will signify by saying aye, contrary no; the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: No.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: Aye.

The City Clerk: Commissioner Murphy?

Commissioner Murphy? The same position, no.

The City Clerk: Mr. Mayor?

Mayor Ellenstein: Aye. Dr. Filippone is not elected.

Are there any further presentations? What is the will of the Commission? Have they any further names to offer? Have they any change of heart as to changing the vote? Do they want to proceed with

the same routine all over again or do they wish to adjourn to a future date? We at least ought to have some idea of what we want to do. What is the pleasure of the Commission? Does the Commission want to adjourn until next Wednesday unless in the interim one or more of the commissioners have a new candidate to present and wish to change their vote, and in that event if they will notify me, I, as chairman of the Board, will call a meeting on 24 hours notice in compliance with the law. What is the disposition of the Commission? Do they want to proceed to ballot for the same candidates?

Commissioner Byrne: I so move you that we adjourn.

Mayor Ellenstein: Director Byrne moves that the City Commission adjourn, until next Wednesday's regular meeting and that if in the interim there are other candidates any Commissioner wants to present or anyone wishes to change his vote they can notify me as chairman of the Board so that I can notify them on 24 hour notice to call a meeting.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
PEARCE R. FRANKLIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.

The Board of Commissioners of
the City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J. August 9, 1939

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Daylight Saving Time.

Present: Commissioners Byrne, Franklin, Acting Director Cluesmann, Commissioner Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

The minutes of the previous meeting were read and approved.

The City Clerk presented "An Ordinance relating to the business of moving used goods and chattels consisting of either furniture, household goods, pianos, office furniture, store fixtures, etc. and providing for licensing, regulating movers for hire and requiring permits to be obtained before such removal," and stated that today was the time fixed for a public hearing, same having been presented for information on August 2nd.

Commissioner Murphy: I move that action on this ordinance, which has been introduced for information, be deferred for one week, and that it be referred to the Law Department, as requested.

Commissioner Franklin: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance to supplement and amend an ordinance entitled "An Ordinance concerning the operation and maintenance of open air parking stations in The City of Newark, and providing for the licensing thereof," adopted June 15, 1932, and stated that today was the time fixed for a public hearing, same having been presented for information on August 2nd.

Commissioner Murphy: I move that the same action be taken on this ordinance as was done with the last ordinance.

Commissioner Franklin: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to amend and supplement an ordinance requiring an examination of Domestic employees.

The Board of Commissioners of The City of Newark Do Ordain:

1. That Section 1 of the ordinance entitled: "And Ordinance Requiring an examination of Domestic Employees" be and the same is hereby amended and supplemented to read as follows:

"No person shall work as a domes-

tic servant, nor shall any person, firm or corporation employ any person as a domestic servant, nor shall any person, firm or corporation acting as an employment agency place or recommend for employment any person as a domestic employee unless such person shall have previously filed with the Department of Health of The City of Newark a certificate of a physician, duly licensed to practise medicine in the State of New Jersey, setting forth that such person is free from tuberculosis and any other contagious or communicable disease. The term 'contagious disease,' as herein employed, shall be held to include any disease of an infection, contagious or pestilential nature."

.2. This ordinance shall take effect immediately upon final passage and publication, in accordance with law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that August 23rd, 1939, at 11 A. M., Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when the where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced

the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance providing for the vacation of First Street as shown 60 feet wide on the Commissioners Map of Woodside Annexation, from Heller Parkway 608.05 feet northerly to Grafton Avenue, and for the vacation of Second Street as shown 60 feet wide on the Commissioners Map of Woodside Annexation, from Heller Parkway 640.05 feet northly to Grafton Avenue.

The Board of Commissioners of The City of Newark, Do Ordain:

Section 1. That the following described streets in the City of Newark viz:

FIRST STREET as shown 60 feet wide on the Commissioners Map of Woodside Annexation, from Heller Parkway 608.05 ft. northerly to Grafton Avenue; and

SECOND STREET as shown 60 feet wide on the Commissioners Map of Woodside Annexation, from Heller Parkway 640.05 feet northerly to Grafton Avenue, shall be vacated as public streets or highways.

All as shown on map prepared under the direction of this Board, which map is hereto attached and made a part hereof and a copy of which map is on file in the office of the Chief Engineer, Department of Public Affairs, known and designated as Map No. 1440-V, dated July 19, 1939. Under and by virtue of the provisions of Section 1, subdivision (b) of Article XXII, of an Act of the Legislature of the State of New Jersey, entitled "An Act Concerning Municipalities," approved March 27, 1917, and the acts amendatory thereof and supplementary thereto (R. S. 40:67-19).

Section 2. That this ordinance shall

take effect immediately and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance, be and the same are hereby repealed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that August 23, 1939, at 11 A. M., Daylight Saving Time, as so soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of One Hundred Seventy-eight Thousand Four Hundred Fifty Dollars and Forty-eight Cents (\$178,450.48) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—Direct \$178,450.48

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Seventy-five Dollars and Forty-eight Cents (\$375.48) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—
Administration\$375.48

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand One Hundred Eighty-nine Dollars and Ninety-five Cents (\$2,189.95) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Band Concerts	\$ 643.00
WPA Housekeeping Aid	
Project (Reserve)	254.00
WPA Bus Transportation	1,001.50
Public Outing	60.00
Board of Adjustment	118.80
Director's Office	46.29
Youth Week Celebration ..	35.00
Convalescent Hospital	31.36

\$ 2,189.95

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Nine Hundred Twenty-four Dollars and twenty-nine Cents (\$824.29) be, and the same is hereby appropriated to persons named on the annexed certified list being the bill and claim of the Department of Public Safety as follows:

Department of Central
Purchase\$924.29

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Eleven Dollars (111.00) be, and the same is hereby appropriated to the person named on the annexed certified list being the bill and claim of the Department of Public Safety as follows:

Department of Central Purchase WPA Project 5011-7 ..\$111.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED: That the sum of Three Thousand, Three Hundred Twenty-four Dollars and Twenty Cents (\$3,324.20) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Property for weeks ending August 2nd and August 5th, 1939 as follows:

Shade Tree\$ 2,008.20
Public Buildings 1,316.00
\$ 3,324.20

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Nine Hundred Twenty-three Dollars and Thirteen Cents (\$923.13) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water\$923.13

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Forty-three Dollars and Ten Cents (\$443.10) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$147.18
Streets	20.07
Surveys	3.94
City Clerk	55.33
Newark Airport	12.11
Docks	6.36
Street Construction (WPA Project No. 3531)	37.95
Swimming Pool Construction (Hayes Park East) (WPA Project No. 1083)	3.78
Swimming Pool Construction Hayes Park East) (WPA Project No. 6069)	4.21
Street Cleaning	34.44
Public Lighting	30.70
Director's Office	39.91
Toy Mending (WPA Project No. 5618-7)	16.99
City Planning (WPA Project No. 5358-7)	30.13
	<hr/>
	\$443.10

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-four Dollars (\$34.00) be and the same hereby is appropriated to

the persons named, as per Certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water\$34.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Fifty-five Dollars and Fifty-seven Cents (\$355.57) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Streets	\$ 6.00
Motors	22.52
Newark Airport	15.11
Docks	8.00
Water	237.04
City Planning (WPA Project No. 5358-7)	34.29
Toy Mending (WPA Project No. 5618-7)	13.86
Public Lighting	5.00
Street Cleaning	13.75
	<hr/>
	\$355.57

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand, Two Hundred Sixteen Dollars and Ninety-eight Cents (\$1,216.98) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Reserve for Uncompleted Contracts (Street Cleaning)	\$ 1,065.75
Sewers	22.03
Newark Labor Relations Board	38.32
City Clerk	90.83
	<hr/>
	\$ 1,216.98

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Hundred Dollars be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$700.00

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-four Thousand, two hundred eighty-five dollars and seventy cents (\$34,285.70) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Project No. 3531-7)	\$ 28,669.59
Street Construction (WPA Project No. 3531-7)	5,308.14
Sewer Construction (WPA Project No. 4813-7)	40.78
Sewer Construction (WPA Project No. 6131-7)	180.00
Sewer Construction (WPA Project No. 6161-7)	87.19
	<hr/>
	\$ 34,285.70

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of Nine Hundred Twenty-one Dollars (\$921.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water (WPA Project No. 5249)	\$613.00
Water (WPA Project No. 3-7-649)	352.00
Water (WPA Project No. 6400)	56.00
	<hr/>
	\$921.00

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-one Dollars and Nine Cents (\$21.09) be and the same hereby is appropriated to the person named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Swimming Pool Construction
(Boylan Street) WPA Project
No. 6069\$21.09

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners: Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

RESOLVED: That the sum of Thirty-five Thousand Three Hundred Forty-eight Dollars and Sixty-one Cents (\$35,348.61) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

"City Treasurer Weekly payroll,
period ending August 2, 1939.

Newark Airport\$ 2,615.05
Bureau of Motors 2,609.26
Bureau of Streets 2,041.31
Bureau of Sewers 910.66

House Sewer Connections 522.13
Bureau of Street Cleaning 16,946.86
Street Construction 283.50
Bureau of Docks 726.00
Bureau of Water 8,693.84

\$ 35,348.61

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Four Hundred Seventy Dollars and Eighty-four Cents (\$470.84) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance as follows:

Director's Office\$ 21.00
Comptroller's Office 25.00
Auditor's Office 5.00
Treasurer's Office 1.70
Tax Receiver's Office 113.93
Personal Tax Arrears 25.80
District Courts 49.46
Sinking Fund Commission 15.00
Reserve for Overpayments—
Tax Receiver 213.95
\$470.84

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Forty-four Dollars and Seventy-two Cents (\$244.72) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve for Liabilities
(WPA Tax Revaluation
Project)\$244.72

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Sixty-six Dollars and Twenty-five Cents (\$366.25) be and the same is hereby appropriated to the persons named on the attached certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Remission on Prior Years
Taxes\$366.23

Granted by New Jersey State
Board of Tax Appeals.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, by the Board of Commissioners of the City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the last half of August, 1939, and the weekly payrolls as hereinafter set forth, being and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Josephine Nester, temporarily appointed Telephone Operator for two days, August 1st and August 2nd, 1939, at a salary of \$20.00 per week.

Matthew O'Brien, temporary Watchman, terminated his services effective as of August 5th, 1939, because of illness.

Walter Dickerman, temporarily appointed Watchman at a salary of \$1,200.00 per annum, effective as of August 5th, 1939.

William O'Shea, General Carpenter, granted his annual two weeks vacation, with pay, commencing August 14th, 1939.

John Dunion, Elevator Operator, granted his annual two weeks vacation, with pay, commencing August 17th, 1939.

Joseph Dorso, Cleaner, granted his annual two weeks vacation, with pay, commencing August 14th, 1939.

John Corbitt, Cleaner, granted his annual two weeks vacation, with pay, commencing August 14th, 1939.

Andrew Carroll, Elevator Operator, granted his annual two weeks vacation, with pay, commencing August 14th, 1939.

Peter J. Tully, Laborer, granted his annual two weeks vacation, with pay, commencing August 14th, 1939.

John J. Bird, Janitor, granted his

annual two weeks vacation, with pay, commencing August 14th, 1939.

Michael Gray, Watchman, granted his annual two weeks vacation, with pay, commencing August 14, 1939.

Terrence Butler, Watchman, granted his annual two weeks vacation, with pay, commencing August 14, 1939.

John Rahl, Elevator Operator, granted his annual two weeks vacation, with pay, commencing August 14, 1939.

Charles Edward Oldham, Aerial Cleaner, granted his annual two weeks vacation, with pay, commencing August 14th, 1939.

Frank Rowe, Laborer, granted his annual two weeks vacation, with pay, commencing August 14th, 1939.

James Papa, Laborer, granted his annual two weeks vacation, with pay, commencing August 21, 1939.

Robert Kistner, Cleaner, granted his annual two weeks vacation, with pay, commencing August 21, 1939.

James Newsome, Cleaner, granted his annual two weeks vacation, with pay, commencing August 21st, 1939.

Mary Burns, Cleaner, granted her annual two weeks vacation, with pay, commencing August 14th, 1939.

Helen Merck, Cleaner, granted her annual two weeks vacation, with pay, commencing August 14, 1939.

Mary O'Brien, granted her annual two weeks vacation, with pay, commencing August 14th, 1939.

Alice Heffron, Cleaner, granted her annual two weeks vacation, with pay, commencing August 14th, 1939.

Elizabeth Freer, Cleaner, granted

her two weeks annual vacation, with pay, commencing August 14th, 1939.

Catherine Dugan, Cleaner, granted her annual two weeks vacation, with pay, commencing August 14th, 1939.

Mary Binn, Cleaner, granted her annual two weeks vacation, with pay, commencing August 14th, 1939.

Hattie Binn, Cleaner, granted her annual two weeks vacation, with pay, commencing August 14th, 1939.

Emily Zillioux, Cleaner, granted her annual two weeks vacation, with pay, commencing August 14th, 1939.

Margaret Young, Cleaner, granted her annual two weeks vacation, with pay, commencing August 14th, 1939.

Gertrude Steel, Cleaner, granted her annual two weeks vacation, with pay, commencing August 14th, 1939.

Nellie Gorman, Cleaner, granted her annual two weeks vacation, with pay, commencing August 14th, 1939.

Mary Chisa, Cleaner, granted her annual two weeks vacation, with pay, commencing August 14th, 1939.

Agnes Lamb, Telephone Operator, granted her annual two weeks vacation, with pay, commencing August 14th, 1939.

PRINTING AND STATIONERY

Frank Maher, Utilityman, granted his annual two weeks vacation, with pay, commencing August 14th, 1939.

SHADE TREE

Richard H. Bartz, Laborer, granted his annual one week vacation, with pay, commencing August 28th, 1939.

John M. Cronin, Laborer, granted his annual one week vacation, with pay, commencing August 21st 1939.

James Cumiskey, Laborer, Tree Climbing, granted his annual one week vacation, with pay, commencing July 31st, 1939.

Louis Del Virginia, Laborer, Tree Climbing, granted his annual one week vacation, with pay, commencing August 21st, 1939.

Salvatore Di Stefano, Laborer, granted his annual one week vacation, with pay, commencing August 14th, 1939.

Frank Egan, Laborer, Tree Climbing, granted his annual one week vacation, with pay, commencing August 24, 1939.

Angle Fernciola, Laborer, granted his annual one week vacation, with pay, commencing August 14th, 1939.

Moses Hill, Laborer, granted his annual one week vacation, with pay, commencing August 17th, 1939.

James McGuinn, Laborer, granted his annual one week vacation, with pay, commencing August 24th, 1939.

Louis Melchianne, Laborer, Tree Climbing, granted his annual one week vacation, with pay, commencing August 21st, 1939.

Timothy J. O'Connor, Laborer, granted his annual one week vacation, with pay, commencing August 21st, 1939.

Peter Sandomeno, Laborer, Tree Climbing, granted his annual one week vacation, with pay, commencing August 14th, 1939.

John Vitiello, Laborer, Tree Climbing, granted his annual one week vacation, with pay, commencing August 28th, 1939.

William A. Zeitler, Laborer, Tree Climbing granted his annual one week

vacation, with pay, commencing August 28th, 1939.

William Scarpitta, Carpenter's Helper, granted one week vacation, with pay, being the balance of his annual two weeks vacation, with pay, commencing August 28th, 1939.

Carl Bannwart, Superintendent, granted his annual vacation, with pay for a period of three weeks, commencing August 7th, 1939.

Nathan Feldstein, Laborer, Tree Climbing, granted his annual one week vacation, with pay, commencing July 24th, 1939.

Solomon Newbarth, Foreman, granted his annual two weeks vacation, with pay, commencing August 14th, 1939.

William Rivell, Principal Clerk-Bookkeeper, granted his annual two weeks vacation, with pay, commencing August 14th, 1939.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Christopher Fitzsimmons, an employee of the City of Newark, has been employed by said city since March 30th, 1914, in the capacity of laborer, in the Shade Tree Bureau, Department of Parks and Public Property; and

WHEREAS, said Christopher Fitzsimmons has made application for a pension under;

Chapter 103, P. L. 1923 (Revised Statutes 1937, 43:12-1).

wherein it is provided that:

"A person who has been continuously employed in any city for a period of twenty-five years, and has reached the age of seventy years, may retire or be retired at any time thereafter. On and after retirement he shall be paid by the city one-half the amount he was receiving as salary from the city at the time of his retirement";

and,

WHEREAS, it appears that said Christopher Fitzsimmons is seventy-eight years of age, having been born on December 25th, 1960, and has been employed by the City of Newark for a period of more than 25 years; and

WHEREAS, said Christopher Fitzsimmons was receiving a salary of \$24.00 per week, and is unable to work, due to advanced age;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the application for pension of Christopher Fitzsimmons, employed by the City of Newark, in the Department of Parks and Public Property, Bureau of Shade Tree, in the capacity of laborer, is hereby granted, under and by virtue of the provisions of:

Chapter 103, P. L. 1923 (Revised Statutes 1937, 43:12-1).

said pension to become effective as of July 20th, 1939; and,

BE IT FURTHER RESOLVED, that said Christopher Fitzsimmons be paid a pension of \$12.00 per week, said pension to be paid as other pensions are paid.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, in R. S. of N. J. 40:50-1 an emergency in the public service will not permit of advertising as required under the act for public contracts for the furnishing of any materials, supplies or equipment; and

WHEREAS, when the amount to be purchased is over one thousand dollars (\$1,000.00), and whereas, an emergency has arisen with respect to the purchase of the following supply:

110 50 lb. cans of Foam Powder for Fire Division @ \$.13 lb.

THEREFORE BE RESOLVED, by the Board of Commissioners of the City of Newark that an emergency is deemed to exist in the matter of the foregoing supply of the nature herein-after stated and the cost thereof and for the Fire Division, Department of Public Safety;

BE IT FURTHER RESOLVED, that the Department of Central Purchase be and it hereby is authorized to make purchase of the aforesaid supply without public advertisement, for the Fire Division, upon the request of the Director of the Department of Public Safety.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering storage batteries (Fire Alarm Telegraph Division) and Latex Control Cable for the Department of Public Safety, lumber and tile pipe and specials for the Department of Public Affairs and paper towels for use in the various departments requiring same.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, that the Director of the Department of Public Works be and he is hereby authorized and directed to advertise for sealed proposals for the repairs and replacements to the plumbing system in the Municipal Lodging House, 426 Washington Street, Newark, New Jersey.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,

Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, the Director of the Department of Parks and Public Property of the City of Newark solicited informal bids for "repairs to Peck Carrier Conveyor at Power Plant, City Hall" as per specifications on file in his office, and the lowest bid received, as determined by said Director, is that of Conveyor Engineering & Supplies Corp., Clifton, N. J., for \$201.37 for all work required, and said Director recommends the award of the contract to said lowest responsible bidder;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to enter into a contract with said lowest responsible bidder, at the amount stated, and according to specifications and the law governing municipal contracts.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property of the City of Newark solicited and received informal bids for repairing Ash Conveyor at the Power Plant, City Hall, as per specifications on file in his office, and has determined and recommended National Conveyors Company, Inc., as lowest responsible bidder at the bid of \$305.00 for doing all the work as per specifications:

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the said Director be and he is hereby authorized to contract accordingly with the aforesaid lowest responsible bidder.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, that the Director of the Department of Public Works be and he is hereby authorized and directed to advertise for sealed proposals for cleaning of windows of several of the institutions of the Department of Public Works.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

City of Newark, New Jersey

August 9, 1939.

The Board of Commissioners,
City of Newark, New Jersey.

Gentlemen:

I herewith tender my resignation as Acting Director and also as Deputy Director of the Department of Public Safety of the City of Newark to take effect as soon as may be convenient to your Honorable Body. While I would like to be relieved of my duties as soon as possible, I realize that I owe it to the citizens and the governing body of Newark to remain at my post until final disposition is made for a guiding head of the Department of Public Safety, therefore I am asking that the resignation take effect at the will of the City Commission. I believe this would serve the best interests of our City.

My reason for resigning at this time is that I have been offered, and have accepted, a position which has a greater degree of permanence and is financially more desirable than that of City Commissioner even were I selected and I owe it to myself to make this change. This naturally withdraws my candidacy for Commissioner to fill the existing vacancy.

It is not without regret that I resign, as my association with the City Government has in the main been most pleasant during the past six years. I wish to thank my many friends and organizations who exerted their efforts in having me selected to fill the vacancy in the City Commission and assure them of my grateful appreciation, and regret that I was not able to advise them sooner of the developments regarding the situation.

I wish to express my appreciation for the many kindnesses shown me by the various officials and employees in the other departments, and to my associates in the Department of Public Safety and every member of that department, my sincere thanks for their consideration during the last six years and especially for their loyalty and support during the period in which I have been acting Director. I want them to know that this is one

reason why my severing my connection with the Department is tinged with regret and I shall always remember my association with them with pleasure.

I wish also to pay my sincere respects to Director Michael P. Duffy who was responsible for my appointment, for his fairness and kindly thoughtfulness during our association and say that I never met a more considerate executive.

I am also thankful to the press and its members for their courtesy and fairness to me.

In closing, I affirm my faith in the City of Newark and its form of government and wish for the present Commissioners as well as the future commissioner, whoever he may be, a successful administration.

Respectfully submitted,
Leo Cluesmann,
Acting Director.

The City Clerk: I have a communication, Mr. Mayor, under date of August 9, 1939, addressed to the Board of Commissioners over the signature of Leo Cluesmann, in which he tenders his resignation as Acting Director and also Deputy Director of Public Safety to take effect as soon as may be convenient to the Board of Commissioners.

Commissioner Murphy: I move that the communication be received and that action be deferred in order to give the City Commission an opportunity to eventually make its choice of a fifth commissioner.

Commissioner Franklin: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,

Franklin, Murphy, Mayor Ellenstein.

The City Clerk: We have a communication under date of August 8, 1938, from Mr. Rankin, Secretary of the Board of Adjustment, Mr. Mayor, referring to us eight matters for hearing date to be set, three of which are renewals and can be disposed of at this time under suspension of rules.

The following communication was received and read:

Board of Adjustment

Newark, N. J., August 8, 1939.

The Board of Commissioners
of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

209 Second Street; Nicola DeLeo, owner; in a 3rd residence district the operation of a shoe repair shop;

520-526 Ferry Street; Thomas Niemiec; in a 2nd business district the construction and operation of a gasoline station including lubritorium; same to be constructed and operated in conformity with the rules of this Board; such use to be limited to the period of eight years;

*35-41 Raymond Plaza West; Kim Parking Stations, Inc.; renewal of permit for automobile parking station; such use to be limited to the period of one year ending July 28, 1940;

*20-22 Oxford Street; C. H. Batkin, H. R. Batkin and J. E. Mulhall;

renewal of permit for automobile parking station; such use to be limited to the period of two years ending July 27, 1941;

*29-33 Broome Street; Theodore A. Suggs; renewal of permit for automobile parking station; such use to be limited to the period of one year ending July 28, 1940;

183 Parker Street; Dominick Rinaldi; in a 3rd residence district the construction beyond the required setback line of an addition to the building; (No objectors);

142-148 Academy Street; Marjorie Reynolds; in a 1st industrial district the establishment and operation of an automobile parking station; same to be operated and maintained in conformity with the rules of this Board; such use to be limited to the period of one year; (No objectors);

280 Dayton Street; Robert L. Pryor; in a 3rd residence district the enlarging of existing tavern; (No objectors).

Respectfully submitted,
Board of Adjustment.
R. B. Rankin,
Secretary.

(These matters to be heard by the Board of Commissioners at its meeting of August 9, 1939).

Received, copy to be sent to each Commissioner, and further action postponed to August 16, 1939.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in the three matters referred to.

Commissioner Murphy: I so move.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Kim Parking Stations, Inc. (Bessie V. Katzin, owner); for the renewal of permit for automobile parking station; premises 35-41 Raymond Plaza West; such use to be limited to the period of one year ending July 28, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling

of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of C. H. Batkin, H. R. Batkin and J. E. Batkin (C. H. Batkin and H. R. Batkin, owners); for the renewal of permit for automobile parking station; premises 20-22 Oxford Street; such use to be limited to the period of two years ending July 27, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who wishes to be heard in opposition to this application?

Commissioner Franklin: I move that the action of the Adjustment Board be concurred in.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Theodore A. Suggs

(Schachtel Bros., Holding Co., owner); for the renewal of permit for automobile parking station; premises 29-33 Broome Street; such use to be limited to the period of one year ending July 28, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who wishes to be heard in opposition to this application?

Commissioner Franklin: I move that the recommendation of the Board of Adjustment be concurred in.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The City Clerk: Mr. Mayor, there are three matters which are not renewals. The applicants are here and they have asked for a suspension of the rules. There were no objectors.

Commissioner Murphy: I move that the rules be suspended in those instances.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Dominick Rinaldi (Maria Rinaldi, owner); for the construction beyond the required setback line of an addition to the building in a 3rd residence district; premises 183 Parker Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Marjorie Reynolds

(North Ward Building and Loan Association, owner); for the establishment and operation of an automobile parking station in a 1st industrial district; premises 142-148 Academy Street; same to be operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Thomas Niemiec (Estate of B. M. Shanley, owner); for the construction and operation of a gasoline station including lubricatorium in a 2nd business district;

premises 520-526 Ferry Street; same to be constructed and operated in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Murphy: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk: Mr. Mayor, I have five resolutions which were handed to me by Director Murphy in reference to re-allocation of departments.

Commissioner Franklin: Before you go into that, Mr. Mayor, I neglected to bring up the matter of the use of the Dreamland Park pool. There is a letter from Newark Housing Authority to me, signed by Neil J. Convery, which I will read, and I think it is dispositive of this situation.

Newark Housing Authority
City Hall

Newark, N. J., August 2nd, 1939.

Honorable Pearce Franklin, Director,
Department of Public Works,
City Hall,
Newark, New Jersey.

Dear Director Franklin:

This will confirm my conversation with Mrs. Heath, in which I advised her that the estimates on the development of the Dreamland Park Site have been received, tabulated and approved and within the next ten days contracts will be signed and approved and the proceed order issued.

This will mean tearing down every building in the Dreamland Park area including all the bath houses and will also mean that at least one-third of the swimming pool will be taken into the area on which construction will take place. In my opinion it will not be possible to use the swimming pool at all.

Sincerely yours,
Neil J. Convery,
Executive Director.

Mayor Ellenstein: If there is no objection, the City Clerk will be instructed to send a copy of that letter to the gentleman who appeared, Mr. Solomon Golat.

Commissioner Murphy offered the following resolutions:

RESOLVED, by the Board of Commissioners of the City of Newark that, in order to avoid duplication of effort resulting from the overlapping of our local government functions, with its consequent unnecessary expenditure of taxpayers' money, and in the interest of more efficient and lower cost of our local governmental operations, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks;

Shade Tree Division,

Building Department,

Insurance Fund Commission,

Housing Authority

be and the same are hereby distributed into the Department of Parks and Public Property, and the Director of the Department of Parks and Public Property is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks,

Shade Tree Division,

Building Department,

Insurance Fund Commission,

Housing Authority,

and shall perform all of the duties now or heretofore imposed by law with respect thereto.

Vincent J. Murphy

Commissioner Murphy: I move the adoption of the resolution.

Mayor Ellenstein: All in favor of the resolution as read by the Clerk signify by saying aye, contrary no; the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: Aye.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: No.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: Aye.

The City Clerk: Mr. Mayor?

Mayor Ellenstein: No. The resolution is not passed.

RESOLVED, by the Board of Commissioners of The City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Relief,

Overseer of the Poor,

Soldiers and Sailors Aid Bureau,

Camp Newark,

Employment Bureau,

Municipal Assistance Board,

Labor Relations Board,

Health Bureau,

City Hospital,

Alms House,

Home for Boys,

Baths,

Dog Pound,

be and the same are hereby distributed into the Department of Public Works, and the Director of the Department of Public Works is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Relief,

Overseer of the Poor,

Soldiers and Sailors Aid Bureau,

Camp Newark,

Employment Bureau,

Municipal Assistance Board,

Labor Relations Board,

Health Bureau,

City Hospital,

Alms House,

Home for Boys,

Baths,

Dog Pound,

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith:

Vincent J. Murphy

Commissioner Murphy: I move the adoption of the resolution.

Mayor Ellenstein: All in favor of the resolution as read by the Clerk will signify by saying aye; contrary no, and the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: Aye.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: No.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: Aye.

The City Clerk: Mr. Mayor.

Mayor Ellenstein: No. The resolution is defeated.

RESOLVED, by the Board of Commissioners of The City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Police Division,

Police Courts,

Fire Division,

Weights and Measures,

Smoke Abatement,

All Licenses,
Street Lighting,
Transportation Regulation,

be and the same are hereby distributed into the Department of Public Safety, and the Director of the Department of Public Safety is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Police Division,
Police Courts,
Fire Division,
Weights and Measures,
Smoke Abatement,
All Licenses,
Street Lighting,

Transportation Regulation, and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Commissioner Murphy: I move the adoption of the resolution.

Mayor Ellenstein: All in favor of the resolution as read by the Clerk will signify by saying aye, contrary no, and the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: Aye.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: No.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: Aye.

The City Clerk: Mr. Mayor?

Mayor Ellenstein: No. The resolution is defeated.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Comptroller,
Treasurer,
Tax Receiver,
Auditor of Accounts,

Board of Assessment and Revision of Taxes,

Board of Assessment for Local Improvements,

Board of Adjustment,

Sinking Fund Commission,

Printing and Stationery Division,

Division of Central Purchase,

Building, collection and auditing division now in the Water Bureau,

Martin Act,

Pension Funds,

Law Department,

be and the same are hereby distributed into the Department of Revenue and Finance, and the Director of the Department of Revenue and Finance, is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any sta-

tute, charter or ordinance relating to the

Comptroller,

Treasurer,

Tax Receivcr,

Auditor of Accounts,

Board of Assessment and Revision of Taxes,

Board of Assessment for Local Improvements,

Board of Adjustment,

Sinking Fund Commission,

Printing and Stationery Division,

Division of Central Purchase,

Billing, collection and auditing division, now in the Water Bureau,

Martin Act,

Pension Funds,

Law Department,

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Commissioner Murphy: I move the adoption of the resolution.

Mayor Ellenstein: All in favor of the resolution as read by the clerk will signify by saying aye, contrary no; the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: No.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: No.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: Aye.

The City Clerk: Mr. Mayor.

Mayor Ellenstein: No.

RESOLVED, by the Board of Commissioners of the City of Newark that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Streets,

Street Cleaning,

Refuse Collection,

Sewers, Gas Meter Inspection,

Water Department, except the billing, collection and auditing functions thereof,

Airport,

Docks,

Passaic River Waterfront,

Municipal Waterfronts,

Port Newark Development,

Art Commission,

Free Public Library,

Museum,

Board of Education,

Newark Technical School,

District Courts,

City Clerk,

Industrial Commission,

and the same are hereby distributed into the Department of Public Affairs, and the Director of the Department of Public Affairs is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Streets,

Street Cleaning,

Refuse Collection,

Sewer, Gas Meter Inspection,

Water Department, excepting the billing, collection and auditing functions thereof,

Airport,

Docks,

Passaic River Waterfront,

Municipal Waterfronts,

Port Newark Development,

Art Commission,

Free Public Library,

Museum,

Board of Education,

Newark Technical School,

District Courts,

City Clerk,

Industrial Commission,

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and

real and personal property connected therewith.

Vincent J. Murphy

Commissioner Murphy: I move the adoption of the resolution.

Mayor Ellenstein: All in favor of the resolution as read by the Clerk will signify by saying aye; contrary no; the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: Aye.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: No.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: Aye.

The City Clerk: Mayor Ellenstein?

Mayor Ellenstein: No. The resolution is defeated. We will now proceed to the presentation of candidates to fill the vacancy caused by the resignation of Commissioner Duffy.

The City Clerk: This is ballot number 14.

Commissioner Byrne: I present the name of Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. All in favor of the selection of Thomas Guthrie to fill the vacancy in the City Commission signify by saying aye; contrary no, and the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: Aye.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: No.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: My position is the same as last week. I think that something should be done about the re-alignment of the departments. I vote no.

The City Clerk: Mr. Mayor?

Mayor Ellenstein: No. Mr. Guthrie is not elected.

The City Clerk: Ballot number 15.

Mayor Ellenstein: Are there any other presentations?

(There was no response.)

Mayor Ellenstein: Are there any other presentations?

(There was no response.)

Mayor Ellenstein: I again present the name of Louis R. Mazzei to the City Commission for their consideration. All in favor of Louis R. Mazzei being elected to the City Commission to fill the vacancy, signify by saying aye; contrary no, and the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: No.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: Aye.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: No.

The City Clerk: Mr. Mayor?

Mayor Ellenstein: Aye. Mr. Mazzei is not elected, having an insufficient number of votes.

Are there any other presentations by any of the City Commissioners?

Commissioner Byrne: I present the name of J. Victor D'Aloia.

Mayor Ellenstein: Director Byrne presents the name of J. Victor D'Aloia. All in favor of J. Victor D'Aloia being elected to the City Commission to fill the vacancy signify by saying aye, contrary no, and the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: Aye.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: No.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: No.

The City Clerk: Mr. Mayor?

Mayor Ellenstein: No. Mr. D'Aloia is not elected.

The City Clerk: This ballot number 17.

Mayor Ellenstein: I again present to the City Commission the name of Carl Abruzzese to fill the vacancy existing in the City Commission. All in favor of Carl Abruzzese being elected to fill the vacancy will signify by saying aye, contrary no, and the Clerk will call the roll.

The City Clerk: Commissioner Byrne.

Commissioner Byrne: No.

The City Clerk: Commissioner Franklin.

Commissioner Franklin: Aye.

The City Clerk: Commissioner Murphy.

Commissioner Murphy: No.

The City Clerk: Mr. Mayor.

Mayor Ellenstein: Aye. Mr. Abruzzese having an insufficient number of votes is not elected.

The City Clerk: This is ballot number 18.

Mayor Ellenstein: Are there any other presentations?

Commissioner Franklin: Mr. James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchie, Jr. All in favor of James Pellecchia, Jr., being elected to the City Commission to fill the vacancy signify by saying aye, contrary no, and the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: No.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: Aye.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: No.

The City Clerk: Mr. Mayor?

Mayor Ellenstein: Aye. Mr. Villani, having received an insufficient number of votes is declared not elected.

Are there any other presentations?

The City Clerk: Ballot number 19 is the next.

Mayor Ellenstein: I again present to the City Commission for their consideration the name of Judge Ralph Villani. All in favor of Ralph Villani being elected as a commissioner to fill the existing vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: No.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: Aye.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: No.

The City Clerk: Mr. Mayor?

Mayor Ellenstein: Aye. Mr. Villani, having received an insufficient number of votes is declared not elected.

Are there any other presentations?

The City Clerk: Ballot number 20.

Mayor Ellenstein: I again present to the City Commission, in an effort to break the deadlock, the name of Dr. Amos L. Filippone. All in favor of Dr. Filippone being elected as commissioner to fill the vacancy will signify by saying aye, contrary no, and the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: No.

The City Clerk: Commissioner Franklin.

Commissioner Franklin: Aye.

The City Clerk: Commissioner Murphy.

Commissioner Murphy: The same as all candidates; no.

The City Clerk: Mr. Mayor?

Mayor Ellenstein: Aye. Mr. Pellecchia, not having received a sufficient number of votes, is declared not elected.

Are there any other presentations?

(There was no response.)

The City Clerk: Ballot number 19 is the next.

Mayor Ellenstein: I again present to the City Commission for their consideration the name of Judge Ralph Villani. All in favor of Ralph Villani being elected as a commissioner to fill the existing vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: No.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: Aye.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: No.

The City Clerk: Mr. Mayor?

Mayor Ellenstein: Aye. Mr. Villani, having received an insufficient number of votes is declared not elected.

Are there any other presentations?

The City Clerk: Ballot number 20.

Mayor Ellenstein: I again present to the City Commission, in an effort to break the deadlock, the name of Dr. Amos L. Filippone. All in favor of Dr. Filippone being elected as commissioner to fill the vacancy will signify by saying aye, contrary no, and the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: No.

The City Clerk: Commissioner Franklin?

Commissioner Franklin Aye.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: No.

The City Clerk: Mr. Mayor?

Mayor Ellenstein Aye.

The Clerk Clerk: Ballot number 21 is next.

Mayor Ellenstein: Are there any other presentations by any other Commissioner?

Commissioner Byrne: I present the name of Dr. Francis R. Haussling.

Mayor Ellenstein: Director Byrne presents the name of Dr. Francis R. Haussling. All in favor of Dr. Haussling being elected as commissioner to fill the vacancy signify by saying aye; contrary no, and the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: Aye.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: No.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: No.

The City Clerk: Mr. Mayor?

Mayor Ellenstein: No. Dr. Haussling not having received a sufficient number of votes is declared not elected.

The City Clerk: Ballot number 22.

Mayor Ellenstein: Are there any other presentations by any commissioner?

(There was no response.)

Mayor Ellenstein: Are there any other presentations by any of the commissioners?

(There was no response.)

Mayor Ellenstein: In the hope of breaking the deadlock I want to present to the City Commission for consideration the name of a man who has contributed much towards the civic, cultural and educational welfare of our city, a man who has given of his time and service for a number of years, and who is now vice-president of the Board of Education.

I present the name of Frank Cozzoline to the City Commission.

All in favor of Frank Cozzoline being elected to fill the vacancy now existing in the City Commission will signify by saying aye, contrary no, and the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: No.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: Aye.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: No.

The City Clerk: Mr. Mayor?

Mayor Ellenstein: Aye. Mr. Cozzoline not having received a sufficient number of votes is declared not elected.

Are there any other presentations to the City Commission? What is the disposition or suggestion of the City Commission? Does the City Commission wish to ballot over again on the presentations made up to this time, or does the Commission want to adjourn to next Wednesday again, with the same reservation that if any commissioners have any new candidates to present and they will notify me, I will then call a meeting within twenty-four hours' notice, or if there is a change on the part of any of the City Commissioners? What is the disposition of the City Commission? Do you want to ballot again?

(There was no response.)

Mayor Ellenstein: Evidently there is no response from the City Commission. I again present the name of Louis R. Mazzei for consideration to the City Commission. All in favor of Louis R. Mazzei being appointed to fill the vacancy existing in the City Commission signify by saying aye, contrary no, and the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: No.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: Aye.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: No.

The City Clerk: Mr. Mayor?

Mayor Ellenstein: Aye. Mr. Mazzei is declared not elected, having received an insufficient number of votes.

I present the name again of Carl Abruzzese. All in favor of Carl Abruzzese being elected for the va-

cancy will signify by saying aye, contrary no, and the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: No.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: Aye.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: No.

The City Clerk: Mr. Mayor?

Mayor Ellenstein: Aye. Are there any other presentations?

(There was no response.)

Mayor Ellenstein: I present the name of Judge Ralph Villani for consideration to the City Commission. All in favor of Ralph Villani being selected to fill the vacancy signify by saying aye, contrary no, and the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: No.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: Aye.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: No.

The City Clerk: Mr. Mayor?

Mayor Ellenstein: Aye. Ralph Villani not having received a sufficient number of votes is declared not elected.

Commissioner Franklin: I present the name of James Pellechia, Jr.

Mayor Ellenstein: Director Franklin again presents the name of James Pellechia, Jr. All in favor of James Pellechia, Jr. being selected to fill the vacancy signify by saying aye, contrary no, and the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: No.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: Aye.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: No.

The City Clerk: Mr. Mayor?

Mayor Ellenstein: Aye. James Pellechia not having received a sufficient number of votes is declared not elected.

I present again the name of Dr. Ames Filippone. All in favor of Dr. Filippone being selected to fill the vacancy will signify by saying aye, contrary no, and the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: No.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: Aye.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: No.

The City Clerk: Mr. Mayor?

Mayor Ellenstein: Aye. Dr. Filippone having received an insufficient number of votes is declared not elected.

The City Clerk: The next is ballot number 28.

Mayor Ellenstein: Are there any other presentations?

(There was no response.)

Mayor Ellenstein: I again present the name of Frank Cozzoline. All in favor of Frank Cozzoline being selected to fill the vacancy will signify by saying aye, contrary no, and the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: No.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: Aye.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: No.

The City Clerk: Mr. Mayor?

Mayor Ellenstein: Aye. Mr. Cozzoline having received an insufficient number of votes is declared not elected.

Are there any other presentations?

((There was no response.))

Mayor Ellenstein: What is the disposition of the City Commission?

Commissioner Murphy: I move that the meeting be adjourned.

Mayor Ellenstein: With the under-

standing that if there are any new candidates to be presented and I am informed, that we will call a meeting at the earliest possible moment. We will defer the adjourning, if there is no objection, to go back to resolutions.

APPLICATION FOR PERMIT TO DISPLAY FIREWORKS.

To the Board of Commissioners of
The City of Newark:

The undersigned hereby makes application for a permit to display fireworks as provided for in the provision of Chapter 51 of the Laws of 1937, State of New Jersey:

1. Names of applicant—Italian United Catholic Club, Inc.
2. Address of applicant — 265-269 Oliver Street, Newark, N. .
3. Dates of Display — August 13th, 14th and 15th, 1939.
4. Hours when display will take place: August 13th at 4 P. M.—3 Aerial Bombs within a period of five minutes; at No. 265 Oliver Street, Newark, New Jersey; August 14th at 3 P. M.—3 Aerial Bombs and one battery within a period of ten minutes; at No. 265 Oliver Street, Newark, New Jersey.

August 15th at 12 noon after a high Mass One Battery; at 3 P. M. just before the beginning of the procession, in front of the Church at No. 265 Oliver Street, Newark, New Jersey; 3 Aerial Bombs and One Battery during a period of five minutes; at night at 10:45 P. M. at the final closing of the feast several Aerial Bombs and fire display including pin wheels and other designs within a period of fifteen minutes.

5. Place of making such display—721 Willow Avenue, Hoboken, New Jersey.

6. Place of storing fireworks prior to display—721 Willow Avenue Hoboken, New Jersey.

7. Name or names of person or persons making display—Donato Calvano.

8. Names of person or persons in charge of igniting or setting off fireworks—Frank Cicalese, No. 157 Pacific Street, Newark, New Jersey.

9. A bond in the sum of Two thousand five hundred dollars as provided for in the provisions of Chapter 51 of the laws of 1937 of the state of New Jersey, is herewith presented.

Committee designated for
Celebration of

Filippo Petti,
Wm. Michelli,
Vincenzo Nobile, Chairman.
Orezo Fresolone.

Dated, July 20, 1939.

Ordered filed.

Commissioner Franklin offered the following resolutions:

WHEREAS, the Italian United Catholic Club, Inc., a non-pecuniary corporation organized under the laws of the State of New Jersey, sponsoring the celebration to be held on August 13, 14 and 15, at 265 Oliver Street, Newark, New Jersey, in connection with the Feast of the Assumption, has made application for permit for a fireworks display on the public street in front of the church at 265 Oliver Street on the aforesaid dates; and

WHEREAS, said application has been duly approved by the Chief of the Police Department and Fire Department of The City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that permission is hereby granted to the Italian United Catholic Club, Inc., a non-pecuniary corporation organized under the laws of the State of New Jersey, sponsoring the celebration of the Feast of the Assumption and to conduct the fireworks display, as applied for, on the posting of a bond in the sum of Twenty-five hundred dollars (\$2,500.00), as provided by Chapter 51 of the Laws of 1937, said bond to be approved by the Law Department.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, an application has been made to The City of Newark by the Italian United Catholic Club, Inc., a non-pecuniary corporation organized under the laws of the State of New Jersey, sponsoring the celebration of the Feast of the Assumption on the public street in front of the church at 265 Oliver Street; and

WHEREAS, bond is required by Chapter 51 of the Laws of 1937 and one has been submitted by the Italian United Catholic Club, Inc., and David Calvano doing business as the Public Fireworks Company, as principals, and the Seaboard Surety Company (New York) as surety, in the principal sum of Twenty-five hundred dollars (\$2,500.00);

THEREFORE, BE IT RESOLVED by the Board of Commissioners of The City of Newark that the said bond be and is hereby accepted, subject to the approval of the Law Department.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED by the Board of Commissioners of the City of Newark that Jos. M. Byrne, Jr., Director of the Department of Parks and Public Property be and he is hereby transferred from the Department of Parks and Public Property to the Department of Public Safety and that all of the powers and duties vested in the Director of the Department of Public Safety be and they are hereby vested in said Director Jos. M. Byrne, Jr.

Mayor Ellenstein: All in favor of the resolution as read by the Clerk will signify by saying aye, contrary, no, the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: Aye.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: No.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: No.

The City Clerk: Mr. Mayor?

Mayor Ellenstein: No. The resolution is not carried.

Commissioner Murphy: I move that we adjourn.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.
APPROVED:

M. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., August 16, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Daylight Saving Time.

Present: Commissioners Franklin, Murphy, Mayor Ellenstein, Acting Director Cluesmann.

Absent: Commissioner Byrne.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance to supplement and amend an ordinance entitled "An Ordinance concerning the operation and maintenance of open air parking stations in The City of Newark, and providing for the licensing thereof," adopted June 15, 1932, and stated that today was the time fixed for a public hearing on same, the ordinance having been introduced for information on August 2nd, 1939.

Commissioner Franklin: I move the ordaining clause be stricken.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance relating to the business of moving used goods and chattels consisting of either furniture, household goods, pianos, office furniture, store fixtures, etc., and providing for licensing, regulating movers for hire and requiring permits to be obtained before such removal, and stated that today was the time fixed for a public hearing, same having been introduced for information on August 2nd, 1939.

Commissioner Murphy: I move action on this ordinance be deferred one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the vacation of Newark Avenue from the westerly line of North Sixth Street as the same was opened by ordinance adopted by City Commission June 14, 1939, westerly 547.08 feet to the Belleville-Newark boundary line as the same was established October 5, 1922; and the vacation of Menlo Place from Newark Avenue 335.04 feet southerly to the terminus of said Menlo Place; and for the vacation of Belmar Place from Newark Avenue southerly 389.98 feet to the terminus of said Belmar Place; and for the vacation of North Seventh Street from Newark Avenue northerly to Whelan Street; and for the vacation of Newcomb Street from the westerly line of North 6th Street as the same was opened by the County of Essex, westerly 561 feet more

or less to the present Belleville-Newark boundary line; and for the vacation of Kean Street from the westerly line of North Sixth Street as the same was opened by the County of Essex, westerly 449 feet more or less to the present Belleville-Newark boundary line; and for the vacation of Whelan Street from the westerly line of North Sixth Street as the same was opened by the County of Essex, westerly 257 feet more or less to the present Belleville-Newark boundary line, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

(No response).

No one appearing, Commissioner Murphy moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the following ordinance be taken up on second reading:

An Ordinance providing for the vacation of Newark Avenue from the westerly line of North Sixth Street as the same was opened by ordinance adopted by City Commission June 14, 1939, westerly 547.08 feet to the Belleville-Newark boundary line as the same was established October 5, 1922; and the vacation of Menlo Place from Newark Avenue 335.04 feet southerly to the terminus of said Menlo Place; and for the vacation of Belmar Place from Newark Avenue southerly 389.98 feet to the terminus of said Belmar

Place, and for the vacation of North Seventh Street from Newark Avenue northerly to Whelan Street; and for the vacation of Newcomb Street from the westerly line of North Sixth Street as the same was opened by the County of Essex, westerly 561 feet more or less to the present Belleville-Newark boundary line; and for the vacation of Kean Street from the westerly line of North Sixth Street as the same was opened by the County of Essex, westerly 449 feet more or less to the present Belleville-Newark boundary line; and for the vacation of Whelan Street from the westerly line of North Sixth Street as the same was opened by the County of Essex, westerly 257 feet more or less to the present Belleville-Newark boundary line.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Murphy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the ordinance be ordered to be third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the title of "An Ordinance providing for the vacation of Newark Avenue from the westerly line of North Sixth Street as the same was opened by ordinance adopted by the City Commission June 14, 1939, westerly 547.08 feet to the Belleville-Newark boundary line as the same was established October 5, 1922; and the vacation of Menlo Place from Newark Avenue 335.04 feet southerly to the terminus of said Menlo Place; and for the vacation of Belmar Place from Newark Avenue southerly 389.98 feet to the terminus of said Belmar Place; and for the vacation of North Seventh Street from Newark Avenue northerly to Whelan Street; and for the vacation of Newcomb Street from the westerly line of North Sixth Street as the same was opened by the County of Essex, westerly 561 feet more or less to the present Belleville-Newark boundary line; and for the vacation of Kean Street from the westerly line of North Sixth Street as the same was opened by the County of Essex, westerly 449 feet more or less to the present Belleville-Newark boundary line; and for the vacation of Whelan Street from the westerly line of North Sixth Street as the same

was opened by the County of Essex, westerly 257 feet more or less to the present Belleville-Newark boundary line," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the vacation of Newark Avenue from the westerly line of North Sixth Street as the same was opened by ordinance adopted by City Commission June 14, 1939, westerly 547.08 feet to the Belleville-Newark boundary line as the same was established October 5, 1922; and the vacation of Menlo Place from Newark Avenue 335.04 feet southerly to the terminus of said Menlo Place; and for the vacation of Belmar Place from Newark Avenue southerly 389.98 feet to the terminus of said Belmar Place; and for the vacation of North Seventh Street from Newark Avenue northerly to Whelan Street; and for the vacation of Newcomb Street from the westerly line of North Sixth Street as the same was opened by the County of Essex, westerly 561 feet more or less to the present Belleville-Newark boundary line; and for the vacation of Kean Street from the westerly line of North Sixth Street as the same was opened by the County of Essex, westerly 449 feet more or less to the present Belleville-Newark boundary line; and for the vacation of Whelan Street from the westerly line of North Sixth Street as the same was opened by the County of Essex, westerly 257 feet more or less to the present Belleville-Newark boundary line.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy: On one resolution, there is an emergency resolution on \$500,000.

Commissioner Franklin: Yes.

Commissioner Murphy: I attached a statement for the benefit of the Commission showing whereby the City of Newark up to the present time, with this emergency resolution, will have expended and due from the State approximately six millions of dollars, and which, unless something is done about it, will greatly affect the tax rate of the City, at least to the extent of 95 points next year. I think in view of the action of the Legislature in adjourning, and the fact that the referendum will be held on the bond issue for relief in November, which might be turned down by the voters throughout the State, I think that the Commission should petition the Governor to call a special session of the Legislature to come to some final determination in reference to the relief question. Personally, I think it is a serious situation that is being left over, and the fact that they are going to have another session in September, I think the Governor at least be informed by the City officials of the City of Newark of the seriousness to this City in reference to how it will affect the tax rate of 1940, and I think we ought to let him know that the Commissioners of The City of Newark feel as though the Legislature should get together at once and do something about this whole situation.

Mayor Ellenstein: They are to meet in September, aren't they?

Commissioner Murphy: Yes, the 25th of September. But, of course, they do not contemplate doing any-

thing of that kind because they have already taken some action pertaining to the referendum in November on a bonding ordinance. And if the bond ordinance does not pass there certainly is a mean situation here in the State. And even if it does pass, we probably won't get our money and will have to provide for the 1940 budget until after the first of the year. And each month we are going on here with an additional \$500,000.

Mayor Ellenstein: I do not see that we would. There could be special legislation just as there was last year, and allowance made in that way for it as there was in this fiscal year.

Commissioner Murphy: I do not think we ought to contemplate them doing that.

Mayor Ellenstein: We might pass a resolution pointing out the seriousness of the situation, and that it is unbearable for the property taxpayers to carry any more of a burden, and the City is prejudiced by the Legislature, and calling upon the Governor and Legislators of this County to do everything possible to assure the taxpayers of this City that the contribution that we anticipate comes forward before the end of the fiscal year. They have used their discretion, and they think the bond issue is the plausible thing. I do not think we ought to anticipate that the referendum will not be successful. They probably would take the other view. It is not likely that it was the intention of the Legislature to suggest a bond issue with the thought in mind that it would not be successful. I think they are confident that it will be successful.

Commissioner Murphy: There is a somewhat serious slip in the Legislature pertaining to that, and there is a question in my mind of the frame of mind of the people today, whether they would post the bond issue or not. That is the thing we cannot tell. And

in view of that, I think we ought to be on record by letting them know how we feel in Newark here.

Mayor Ellenstein: I think a resolution should be drawn by the Law Department and a copy sent to the Governor and each member of the Legislature, pointing out the seriousness of the problem to the taxpayers of the City, and we have already appropriated 40 per cent. of the direct relief.

Commissioner Murphy: I so move you, that the Law Department be instructed to draft a resolution to that effect calling upon the Governor to give serious consideration to calling a special session of the Legislature to take action on relief.

Commissioner Franklin: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

RESOLVED: That the sum of Twenty-two Thousand Nine Hundred Twenty-nine Dollars and Fifty Cents (\$22,929.50) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance from August 1st to August 15th, 1939, as follows:

Director's Office	\$ 1,341.65
Comptroller's Office	2,717.84
Auditor's Office	2,379.80
Treasurer's Office	1,090.37
Receiver of Taxes	3,719.85
Arrears Personal Taxes	1,501.98
Board of Assessment and Revision of Taxes	6,808.90
W. P. A. Tax Revaluation, Project No. 5406-7	208.33

Board of Assessment for Local Improvements	869.98
First District Court	1,179.16
Second District Court	1,111.64
	<hr/>
	\$ 22,929.50

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Twenty-four Thousand, Four Hundred Sixty-eight Dollars and One Cent (\$24,468.01) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Director's Office	\$ 15.00
Police Courts	50.00
Municipal Board of Alcoholic Beverage Control ..	130.78
Department of Central Purchase	101.24
Police Department	13,737.14
Police Department (WPA)	139.56
Fire Department	9,969.40
Fire Department (WPA)....	324.89
	<hr/>
	\$ 24,468.01

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of

Two Hundred Twenty-one Thousand, One Hundred Forty-two Dollars and Six Cents (\$221,142.06) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from August 1st to 16th, 1939, inclusive, as follows:

Director's Office	\$ 604.16
License Division	714.57
Building Division	3,137.47
Electrical Division	2,009.48
First Criminal and Family Courts	1,083.32
Second Criminal Court	610.39
Third Criminal Court	354.16
Night Police Court	312.49
Department of Central Purchase	1,993.32
Police Division	130,346.46
Fire Division	79,977.24
	<hr/>
	\$221,142.06

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark that the sum of Eleven Thousand, Seven Hundred Fifty-three Dollars and Sixty Cents (\$11,753.60) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from August 1st, 1939 to August 15th, 1939, as follows:

Director's Office	\$ 1,053.34
Smoke Abatement	154.16
Public Buildings	8,113.76
Public Buildings (City Owned Property)	219.86
Weights and Measures	481.66

Printing and Stationery ..	65.00
Shade Tree	1,457.49
W. P. A. Project 1485-7	208.33
	<hr/>
	\$ 11,753.60

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark that the sum of Three Thousand, Three Hundred Forty-one Dollars and Thirty-two Cents (\$3,341.32) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending August 9th and August 12th, 1939, as follows:

Shade Tree	\$ 2,029.32
Public Buildings	1,312.00
	<hr/>
	\$ 3,341.32

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of One Hundred One Thousand Three Hundred Eleven Dollars and Forty-nine Cents (\$101,311.49) be and the same is hereby appropriated to the City Treasurer, being the semi-month-

ly payroll of the Department of Public Works for the first half of August, 1939:

Director's Office	\$ 1,566.65
City Hospital (W. P. A. Project 5410-7)	166.66
Bureau of Health	23,991.32
Newark City Hospital	23,889.41
Convalescent Hospital	1,999.32
Newark City Home	3,628.25
Bureau of Baths	5,507.48
Newark City Alms House..	2,519.65
Ivy Hill Power Plant	3,001.34
Outdoor Poor Department..	2,159.98
Law Department	3,880.79
Board of Adjustment	460.00
Emergency Relief—	
Administration	28,540.64
	<hr/>
	\$101,311.49

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Fifty Dollars (\$250.00) be and the same is hereby appropriated to the City Treasurer, being the monthly payroll of the Department of Public Works, for the month of July, 1939, as follows:

United States Social Hygiene Fund	\$250.00
---	----------

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fourteen Thousand, Four Hundred Seventy-one Dollars and Forty-four Cents (\$14,471.44) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Bureau of Health	\$ 5,371.77
Ivy Hill Power Plant	544.47
Emergency Relief	
Administration	8,555.20
	<hr/>
	\$ 14,471.44

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Three Thousand, Two Hundred Fifty-six Dollars and Seventy-five Cents (\$3,256.75) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction	\$3,256.75
----------------------------	------------

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of

Three Thousand, Six Hundred Thirty-Seven Dollars and Fifty-eight Cents (\$3,637.58) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Project 3531-7) ..\$	3,549.33
Street Construction (WPA Project 3531)	88.25
	<hr/>
	\$ 3,637.58

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Thousand, Seven Hundred Eighty-Seven Dollars and Ninety-seven Cents (\$6,787.97) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Newark Airport	\$ 140.80
Reserve Fund	150.40
Streets	42.48
Water	4,154.34
Street Cleaning (Reserve for Uncompleted con- tracts)	2,300.00
	<hr/>
	\$ 6,787.97

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-one Dollars and Eighty-two Cents (\$21.82) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$21.82
-------------	---------

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty Thousand, Eighteen Dollars and Seventy-five Cents (\$50,018.75) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll,
period August 1-August 15, 1939,
both inclusive:

Director's Office	\$ 1,439.57
Newark Airport	1,254.99
Bureau of Lighting	420.00
Bureau of Streets	3,108.28
Sidewalks	216.66
House Sewer Connections ..	380.82
Bureau of Sewers	1,119.14
Bureau of Street Cleaning	4,394.07
Bureau of Surveys	3,109.16
Engineering Division	1,129.99
Bureau of Motors	2,115.13
Bureau of Water	19,683.19
Street Construction	2,915.79
Bureau of Docks	1,095.00
Newark Labor Relations Board	390.00

Sewer Construction	774.57
Airport Construction	1,515.00
Haynes Avenue Bridge Construction, WPA	445.83
Haynes Avenue Bridge Construction, General	200.00
City Clerk	3,183.23
Elections	420.00
Swimming Pool Projects ..	708.33
	<hr/>
	\$ 50,018.75

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-five Thousand, Two Hundred Seventy-nine Dollars and Thirteen Cents (\$36,279.13) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending August 9, 1939:

Newark Airport	\$ 2,560.80
Bureau of Motors	2,624.98
Bureau of Streets	1,897.52
Bureau of Sewers	833.05
House Sewer Connections ..	514.73
Bureau of Street Cleaning	17,019.18
Street Construction	277.99
Bureau of Docks	726.00
Bureau of Water	8,824.97
	<hr/>
	\$ 35,279.13

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, an emergency has arisen with respect to relief of poor; and,

WHEREAS, adequate provision was not made in the 1939 Budget for the aforesaid purpose; and,

WHEREAS: R.S. 40:2-31, Chapter 23, P. L. 1939, provides for the creation of an emergency appropriation for the purpose above mentioned; and,

WHEREAS, the total amount of emergency appropriations created for this purpose including the appropriation to be created by the resolution is \$2,635.200;

1. NOW, THEREFORE, BE IT RESOLVED That an emergency appropriation be and the same is hereby made pursuant to R. S. 40: 2-31, Chapter 23, P. L. 1939, in the total amount of Five Hundred Thousand (\$500,000) Dollars;

1A. BE IT FURTHER RESOLVED That said appropriations shall be provided for in full in the 1940 Budget; and,

1B. BE IT FURTHER RESOLVED That an "Emergency Note" not in excess of the above amount be hereby authorized pursuant to R.S. 40:2-31 and in accordance with the provisions of R.S. 40:2-40 and 40:2-41 and 40:2-43 and 40:2-46; and,

1C. BE IT FURTHER RESOLVED That said note shall be dated August 16, 1939, may be renewed from time to time, and such note and any renewal thereof shall be payable on or before December 31, 1940; and,

1D. BE IT FURTHER RESOLVED

That a copy of this resolution be filed forthwith with the Commissioner of Local Government.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

Mayor Ellenstein: That resolution requires four signatures.

Commissioner Murphy: Does it, inasmuch as we have only four commissioners?

Mayor Ellenstein: It requires three-fifths of the commission.

Commissioner Murphy: I thought it was two-thirds.

The City Clerk: That is the same thing.

Commissioner Murphy: Well, two-thirds is three out of four.

Mayor Ellenstein: Of the Commission, not of the forum. It requires four signatures.

Commissioner Murphy: Isn't the Commission now considered four commissioners under the law? I am not a lawyer. We have got to have it passed.

Mayor Ellenstein: We can act on the resolution with this reservation, that it be referred to the Law Department to determine the validity of it.

Commissioner Murphy: That is all right.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Charles Handler, Esq., attorney for the owner of lots num-

bers 55 and 56, Block No. 4267 in the City of Newark has petitioned the Board of Commissioners of the City of Newark for the adjustment of unpaid taxes, assessments and liens on the lots aforesaid, amounting to \$2,528.04 and \$2,603.79, respectively; and,

WHEREAS, the said petitioner has offered to pay \$1,935.00 in full satisfaction of all unpaid taxes, assessments and liens, being the present market value of the aforesaid lots; and,

WHEREAS, Thomas M. Ford, a qualified land appraiser states that the present day value of the land is \$25 a foot;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Comptroller and Tax Receiver be and they are hereby authorized and directed to accept the said sum of \$1,935.00 in full satisfaction and settlement of all taxes, assessments and liens on the aforesaid lots and the amount of any such taxes, assessments and liens over and above the aforesaid present market value on each of the aforesaid lots be and they are hereby cancelled upon the payment of the sum aforesaid.

This resolution is presented under and by virtue of Chapter 70, P. L. 1938, giving the municipality the right to alteration, adjustment and settlement of taxes. Building improvements to be commenced on the aforesaid property within sixty (60) days from date hereof, otherwise this resolution to be null and void.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Lenape Building & Loan Association, a corporation, owner of Lot 30, Block 3563, being a small triangular gore piece measuring 22.52 ft x 3.85 ft. located 77.81 feet Northerly from the North East corner of Ridgewood Avenue and Watson Avenue in the City of Newark, has petitioned the Board of Commissioners of the City of Newark for the adjustment of unpaid taxes, assessments and liens on the lot aforesaid, amounting to \$429.42; and,

WHEREAS, the said petitioner has offered to pay \$50.00 in full satisfaction of all unpaid taxes, assessments and liens, being the present market value of the aforesaid lot; and,

WHEREAS, Thomas M. Ford, a qualified land appraiser states that the present day value of the land is \$50.00;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Comptroller and Tax Receiver be and they are hereby authorized and directed to accept the said sum of \$50.00 in full satisfaction and settlement of all taxes, assessments and liens on the aforesaid lot and the amount of any such taxes, assessments, and liens over and above the aforesaid present market value on the aforesaid lot be and they are hereby cancelled upon the payment of the sum aforesaid.

This resolution is presented under and by virtue of Chapter 70, P. L. 1933, giving the municipality the right to alteration, adjustment and settlement of taxes.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Louis Binetsky was the owner of premises known as 144 Clinton Place, Newark, New Jersey, on October 1st, 1936; and,

WHEREAS, the State Board of Tax Appeals reduced the assessment on said premises for 1936 to \$43,500.00, being \$7,500.00 on Land and \$36,000.00 on Building; and,

WHEREAS, by error, said property was assessed at \$46,300.00 for 1937. tax \$1,708.47, being \$7,500.00 on Land and \$38,800.00 on Building;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark, that the assessment for 1937 on premises known as 144 Clinton Place, Newark, owned by Louis Binetsky be reduced to \$43,500.00, tax \$1,605.15 and that the Collector be and he is hereby authorized to refund the tax on \$2,800.00, tax \$103.32.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Florence F. Smith was the owner of premises known as No. 655 Lake Street, Newark, New Jersey, on October 1st, 1937; and,

WHEREAS, The State Board of Tax Appeals reduced the assessment on said premises for 1937 to \$22,000.00, being \$7,000.00 on Land and \$15,000.00 on Building; and,

WHEREAS, By error, said property was assessed at \$23,500.00 for 1938, tax \$1,083.35, being \$8,000.00 on Land and \$15,300.00 on Building;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the assessment for 1938 on premises known as No. 655 Lake Street, Newark, owned by Florence F. Smith, be reduced to \$22,000.00, tax \$1,014.20, and that the Collector be and he is hereby authorized to refund the tax on \$1,500.00, namely \$69.15.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, a contract was entered into between The City of Newark and John H. Nelles Company for furnishing and installing the heating and ventilating work for the new hangar at the Newark Airport, on May 12, 1937; and

WHEREAS, the John H. Nelles Company has completed, to the satisfaction of the Chief Engineer of The City of Newark, approximately ninety-eight per cent. (98%) to ninety-nine per cent. (99%) of the contract; and

WHEREAS, the work of furnishing and installing the heating and ventilating system has been delayed for for several months due to no fault of the said John H. Nelles Company; and

WHEREAS, the balance of the work, amounting to between one per

cent (1%) and two per cent. (2%) of the contract cannot be completed for a period of three or four months more due to other work which it is necessary to perform before John H. Nelles Company can complete their contract; and

WHEREAS, The City of Newark, in accordance with the terms of the contract, has withheld fifteen per cent (15%) of the cost of the completed work; and

WHEREAS, John H. Nelles Company claims the delay in completing the new hangar is placing a financial burden on them due to the retaining by The City of Newark of the said fifteen per cent. (15%), and the said John H. Nelles Company has requested the City to pay to it the said fifteen per cent. (15%) of the cost which has been held by the City, as aforesaid; and

WHEREAS, John H. Nelles Company has agreed to complete the building in compliance with the terms and conditions of the contract and specifications, except as modified by this resolution;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the retained fifteen per cent. (15%) of the cost of the completed work, amounting to Sixteen thousand one hundred eighty dollars and twenty cents (\$16,180.20) be paid to the John H. Nelles Company with the understanding that said John H. Nelles Company will complete the contract, and that this payment of fifteen per cent. (15%) aforesaid shall not in any way constitute a waiver of any of the other terms or conditions of the contract or specifications; and

IT IS FURTHER RESOLVED, that before the payment of the said Sixteen thousand one hundred eighty dollars and twenty cents (\$16,180.20) is made a Consent to this said pay-

ment by The City of Newark to John H. Nelles Company shall be signed by the United States Fidelity & Guaranty Company.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to advertise for sealed bids for the leasing of the following city-owned property, located in the City of Newark, for Parking Station:

Premises known and designated as 50 Commerce Street.

Bids to be received between the hours of 11 and 11:15 A. M. (Daylight Saving Time) at such time as may be designated in said advertisement. Bids to be advertised for and received in the manner provided by law.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, the Director of the De-

partment of Parks and Public Property did solicit bids for the leasing of the parking station at 30-34 Franklin Street and 45-55 Green Street, and did receive bids and has determined that the Federal Concession Co., Inc. represents the most responsible bidder at the highest rental bid of Two hundred fifty-two dollars and fifty cents (\$252.50), being Three thousand thirty dollars (\$3,030.00) per year for a period of three years.

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Parks and Public Property be and is hereby authorized to enter into a lease in behalf of the City with the Federal Concession Co., Inc. for a period of three years at the annual rental of Three thousand thirty dollars (\$3,030.00) for the leasing of the aforesaid property, according to the specifications and the terms consistent therewith to be determined by the said Director, subject to approval by the Law Department.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did advertise and solicit bids for the leasing of property at 1136-1168 Raymond Boulevard for use as a parking station; and

WHEREAS, the Director of the said Department did determine that the Kim Parking Company represents the most responsible bidder at the highest rental bid of Twenty-two hundred dollars (\$2,200.00) per month, being the annual sum of

Twenty-six thousand four hundred dollars (\$26,400.00), plus Forty per cent. (40%) of the gross receipts in excess of Forty thousand dollars (\$40,000.00) per annum, for each year of a three-year lease;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to enter into a lease in behalf of the City with the Kim Parking Company at the said annual rental of Twenty-six thousand four hundred dollars (\$26,400.00), plus forty per cent. of the gross receipts in excess of Forty thousand dollars (\$40,000.00) per annum, for a period of three years, according to the specifications and terms consistent therewith and subject to approval of the Law Department.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, that the Director of the Department of Public Works be and he is hereby authorized and directed to advertise for sealed proposals for the laundering of towels and bathing suits for the Bureau of Public Baths of the Department of Public Works.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering manhole heads and covers for the Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that sealed proposals received by the Department of Central Purchase on August 14, 1939, for furnishing and delivering Plymouth Coupes to the Department of Parks and Public Property be and the same hereby are rejected, for the purpose of revising the specifications; therefore be it

FURTHER RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for said Plymouth Coupes.

Bids to be received on such date and at such times as it shall in said advertisement designate.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering the following materials; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

H. G. MOONEY COMPANY—
Newark, N. J.

(Public Affairs)

Approx. 152½ tons Rock Salt in 100 lb. bags @ \$13.20 ton.

NEW JERSEY TOBACCO COMPANY—
Newark, N. J.

Approx. 3 gro. Corn Cob Pipes, "Irving S. Cobb" @ \$7.20 gro.

Approx. 16 gro. Tobacco, Show Boat ¾ oz. @ \$5.18 gro.

Approx. 42 gro. Tobacco, Boka, 2 oz. @ \$10.25 gro.

Approx. 42 gro. Tobacco, Veterans, 2 oz. @ \$10.75 gro.

Approx. 42 gro. Tobacco, Plow Boy, 2 oz. @ \$10.50 gro.

Approx. 42 gro. Tobacco, Campbell's Kentucky, 2 oz. @ \$10.25 gro.

Approx. 80 gro. Safety Matches in boxes, "Signal Light" @ .76 gro.

GEORGE J. BESSINGER COMPANY
Newark, N. J.

(Public Safety)

Approx. 8,000 Dog License Tags, 18 gauge brass @ \$14.00 per M.

Approx. 12 Organ Grinder Badges, 18 gauge nickel @ .25 each.

Approx. 50 Junk on Foot Badges, 18 gauge nickel sil. @ .25 each.

Approx. 100 Ice Cream Vendor Plates No. 24 gauge tin @ .10 each.

BUCHLEIN & SCHNEIDER—
Newark, N. J.

(Public Safety)

Approx. 400 Peddler's Badges, 18 gauge nickel silver @ .24½ each.

Approx. 400 Taxi Operator's badges, 18 ga. nickel silver Oxid @ .24½ each.

Approx. 1,000 Taxi Operator's Badges, 18 ga. nickel plated @ .24½ each.

Approx. 100 Bill Distributor's Badges, 18 ga. silver @ .24½ each.

Approx. 150 Junk Dealer Plates No. 24 gauge tin @ .09½ each.

Approx 600 Cartmen's plates, No. 24 gauge tin @ .09½ each.

Approx 600 Vender Plates, No. 24
gauge tin @ .09 $\frac{3}{4}$ each.

CHARLES W. KRIEG COMPANY,
Newark, N. J.

(All Departments excepting Revenue and Finance)

One (1) or more of any or all of the various sizes of "Lee" tires and tubes—at unit prices less discounts shown on list on file in the Department of Central Purchase.

R. A. McDONOUGH & COMPANY,
Newark, N. J.

(All Departments excepting Revenue and Finance)

One (1) or more of any or all of the various sizes of "Goodyear" tires and tubes, at unit prices less discounts shown on list on file in the Department of Central Purchase.

TIRES, INC.,
Newark, N. J.

(All Departments excepting Revenue and Finance)

One (1) or more of any or all of the various sizes of "Kelly-Springfield" tires and tubes—at unit prices less discounts shown on list on file in the Department of Central Purchase.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property solicited and received informal bids to repair one Black & Decker

Electric Drill and is determined that Thomas H. Brooks & Company, 161 Mulberry Street, Newark, N. J., is the lowest responsible bidder for Fifteen dollars (\$15.00) and has awarded the contract accordingly;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the action of the Director of the Department of Parks and Public Property in the aforesaid matter be and is hereby approved.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, Harry Gruber of 293 West Kinney Street, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark on July 7, 1939, for a Plenary Retail Distribution License and did deposit the sum of \$500.00 with the Clerk of said Board at the time of filing the said application; and

WHEREAS, on August 4, 1939, the Municipal Board of Alcoholic Beverage Control did grant License No. D-182 to the said Harry Gruber; and

WHEREAS, the said Harry Gruber is now entitled to a refund of \$46.58, representing a period of 34 days at \$1.37 per day;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, the said sum of \$46.58 be and the same is hereby ordered paid to the said Harry Gruber, and the Director of the Department

of Revenue and Finance be and he is hereby authorized and directed to return to the said Harry Gruber, the sum of \$46.58, for the reason hereinbefore set forth.

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Samuel Miller of 307 Mulberry Street, Newark, New Jersey, filed an application for transfer and renewal of a Plenary Retail Distribution License held by the Firemen's Pharmacy, Inc., 756 Broad Street to premises No. 307 Mulberry Street, Newark, N. J., and did deposit with the clerk of the said Board the sum of \$550.00; and

WHEREAS, Samuel Miller withdrew his application for transfer and renewal before a decision of the Municipal Board of Alcoholic Beverage Control which withdrawal was consented to by the said Board; and

WHEREAS, Samuel Miller is entitled to a refund of the sum of \$550.00 by reason of the above facts;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the said sum of \$550.00 be and the same is hereby ordered paid to the said Samuel Miller, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Samuel Miller the sum of \$550.00 for the reason hereinbefore set forth.

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

The Director of the Department of Parks and Public Property submits the items, as hereinafter set forth, as obligations incurred by his Department, all of which were necessary in the conduct of its affairs and recommended for approval by the Director, who certifies as to correctness.

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the following purchases of materials, supplies and labor, by authority of the Director of the Department of Parks and Public Property, be and the same are hereby approved.

PRINTING AND STATIONERY Miscellaneous Advertising

Newark Evening News, miscellaneous advertising	\$ 24.15
Newark Evening News, advertising changes in budget	28.58
Newark Ledger, miscellaneous advertising	4.80
Newark Ledger, advertising changes in budget	10.56
Newark Star Eagle, miscellaneous advertising	11.52
Newark Star Eagle, advertising changes in budget	26.52

PUBLIC BUILDINGS

Max S. Kotler, locks and keys	8.95
N. J. Bell Telephone Co., direct wires service	146.96
N. J. Bell Telephone Co., switchboard service	898.04

N. J. Commission for the
Blind, recaning chairs 30.00

SHADE TREE

Carl Bannwart, incidentals
during July, 1939 11.24

DeCozen Motor Co., repairs to
auto C-2 5.75

Foley Chevrolet Motor Sales
Co., truck repairs 84.35

M. Lakind, replacing glass..... 4.85

R. A. McDonough & Co., re-
pairing tire and tube 3.70

N. J. Bell Telephone Co., ser-
vice at Nursery 5.00

Public Service Electric & Gas
Co., electric 14.20

Sterling Motor Corp., truck re-
pairs 34.02

Cornelius J. Cronin, transport-
ation, etc 5.00

Wm. C. Hicks, transportation,
etc. 3.00

Walter MacPherson transport
ation, etc. 5.00

Solomon Newbarth, transport-
ation, etc. 5.00

Andrew J. Sweeney, transport-
ation, etc. 5.00

Hugh P. Sweeney, transporta-
tion, etc. 5.00

Patrick H. Tansey, transporta-
tion, etc. 5.00

Bennett Oil Co., gasoline and
oil 118.73

WEIGHTS AND MEASURES

Bennett Oil Co., gasoline and
oil 6.77

Superior Garage Co. of New-
ark, inc., storage, etc 30.00

SMOKE ABATEMENT

Bennett Oil Co., gasoline, oil,
etc. 13.53

DIRECTOR'S OFFICE

Bennett Oil Co., gasoline, oil,
etc. 21.87

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

WHEREAS, Newark International
Baseball Club, Inc. a corporation of
the State of New Jersey, has made
application for permit for fireworks
display at Ruppert Stadium, Wilson
Avenue, Newark, New Jersey, on Fri-
day, August 25, 1939, between the
hours of 8:30 P. M. and 9:30 P. M.,
or in the alternative on Friday, Sep-
tember 8, 1939, between the hours of
8:30 P. M. and 9:30 P. M.; and

WHEREAS, said application has
been duly approved by the Chief of
Police and the Fire Department of
the City of Newark;

THEREFORE BE IT RESOLVED,
by the Board of Commissioners of the
City of Newark, that permission is
hereby granted to Newark Interna-
tional Baseball Club, Inc., a corpora-
tion of the State of New Jersey, to
conduct the fireworks display as ap-
plied for on the posting of a bond in
the sum of Five thousand (\$5,000.00)
dollars, as provided by Chapter 51 of
the Laws of 1937, said bond to be ap-
proved by the Law Department.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

August 14, 1939.

To the Board of Commissioners of the City of Newark:

The undersigned hereby makes application for a permit to display fireworks as provided for in the provision of Chapter 51 of the Laws of 1937, State of New Jersey:

1. Name of applicant: Newark International Baseball Club, Inc.
2. Address of applicant: 262 Wilson Avenue, Newark, N. J.
3. Date of display: Friday, August 25, 1939—alternate Friday, September 8, 1939.
4. Hours when display will take place: 8:30 P. M. to 9:30 P. M.
5. Place of making such display: Ruppert Stadium.
6. Place of storing fireworks prior to display: On a truck.
7. Name or names of person or persons making display: New York Fireworks Company, Inc.
8. Name of person or persons in charge of igniting or setting off fireworks: Ralph J. Nastasi, president.
9. Location of storage place: Vacant property rear of stadium.
10. Description of display: Set and aerial pieces.

11. A bond in the sum of five thousand dollars, as provided for in the provisions of Chapter 51 of the Laws of 1937 of the State of New Jersey, is herewith presented.

Newark International Baseball Club,
Inc.

Ray L. Kennedy,
Secretary.

Ordered filed.

WHEREAS, an application has been made to The City of Newark by Newark International Baseball Club, Inc. for a permit to display fireworks on August 25, 1939, at Ruppert Stadium, or on September 8, 1939; and

WHEREAS, a bond as required by Chapter 51 of the Laws of 1937 has been filed, furnished by the said Newark International Baseball Club, Inc., and New York Fireworks Company, Inc., of 953 Monroe Street, North Bergen, New Jersey, as principals, and Indemnity Insurance Company of North America, as surety, the form of which has been approved by the Law Department of the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the said bond be approved.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

APPLICATION FOR PERMIT TO DISPLAY FIREWORKS

To the Board of Commissioners of the City of Newark:

The undersigned hereby makes application for a permit to display fireworks as provided for in the provision of Chapter 51 of the Laws of 1937, State of New Jersey:

1. Name of applicant: Newark International Baseball Club, Inc.
2. Address of applicant: 262 Wilson Avenue, Newark, N. J.
3. Date of display: Friday, August 25, 1939—alternate Friday, September 8, 1939.
4. Hours when display will take place: 8:30 P. M. to 9:30 P. M.
5. Place of making such display: Ruppert Stadium.
6. Place of storing fireworks prior to display: On a truck.
7. Name or names of person or persons making display: New York Fireworks Company, Inc.
8. Name of person or persons in charge of igniting or setting of fireworks: Ralph J. Nastasi, president.
9. Location of storage place: Vacant property rear of stadium.
10. Description of display: Set and aerial pieces.
11. A bond in the sum of five thousand dollars, as provided for in the provisions of Chapter 51 of the Laws of 1937 of the State of New Jersey, is herewith presented.

Newark International Baseball Club,
Inc.

(Signed) Ray L. Kennedy,
Secretary.

Ordered filed.

Commissioner Franklin offered the following resolutions:

RESOLVED, that Charles A. Hallgring, Chief Plumbing Inspector, in the Bureau of Health, Department of Public Works, be and he is hereby authorized to attend the Annual Convention of the American Society of Sanitary Engineering, which will be held at St. Louis, Missouri, the week beginning August 21, 1939, and the expenses incurred by Mr. Hallgring in attending this convention are not to exceed the sum of Seventy-five dollars.

The attached letter from Dr. Charles V. Craster, Health Officer, recommending that the department be represented at this convention is self-explanatory.

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED, by the Board of Commissioners of the City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the last half of August, 1939, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS.

Josephine Nester, temporarily appointed Telephone Operator, at a salary of \$20.00 per week, effective as of August 14th, 1939.

SHADE TREE

Abel Del Vecchia, temporarily appointed Laborer, at a wage of \$.60 per hour, effective as of August 8th, 1939.

ANNUAL VACATIONS, WITH PAY,
GRANTED EFFECTIVE ON DATES
SHOWN:

PUBLIC BUILDINGS.

Gottfried Dries, Jr., Engineer, two weeks, July 16, 1939.

Fred Kramel, Engineer, two weeks, July 2nd, 1939.

William A. Rose, Engineer, two weeks, August 1, 1939.

SHADE TREE.

Salvatore Bruno, Laborer, one week, August 17, 1939.

Henry Caruso, Laborer, one week, August 28th, 1939.

Thomas Donnelly, Laborer, one week, August 3, 1939.

Thomas Judge, Laborer, August 20, 1939, one week.

Albert Kehoe, Laborer, one week, August 3rd, 1939.

John T. Lally, Laborer, one week, August 14th, 1939.

WEIGHTS AND MEASURES

Anna C. Cronin, Clerk, two weeks August 21st, 1939.

Edward V. Farley, Asst. Superintendent, two weeks August 21st, 1939.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

BE IT RESOLVED, by the Board of Commissioners of the City of Newark, New Jersey, that the salaries of the following employees in the City Clerk's Office, be and the same are hereby increased as follows, all effective August 16th, 1939:

Joseph A. Quinn, Jr., Office Boy, from Six hundred dollars (\$600.00) to Eight hundred and forty dollars (\$840.00) per year.

Beatrice R. Feirt, Office Girl, from Six hundred dollars (\$600.00) to Eight hundred and forty dollars (\$840.00) per year.

Geraldine Ferrari, Messenger, from Six hundred dollars (\$600.00) to Eight hundred and forty dollars (\$840.00) per year.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the salaries of Smoke Inspectors, employed in various cities comparable in size to the City of Newark, exceed the salaries paid to the Smoke Inspectors employed by the City of Newark; and

WHEREAS, it is the desire, at this time, of the Director of the Department of Parks and Public Property to make salary adjustments to which the Smoke Inspectors of the City of Newark are entitled; and

WHEREAS, the 1939 City Budget appropriation for personal services for the Smoke Abatement Bureau is

sufficient to permit the said salary adjustments to be made;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the salaries of the following named Smoke Inspectors in the Bureau of Smoke Abatement, Department of Parks and Public Property, be and the same are hereby adjusted to the amounts set forth after their respective names, effective as of August 1st, 1939, to be paid semi-monthly as other salaries are paid:

William B. Schaum, from \$2,200.00 to \$2,600.00 per annum.

Herman A. Davis, from \$1,500.00 to \$1,700.00 per annum.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark, that the salary of Rochelle E. Goldstein, Clerk-stenographer in the Board of Adjustment, be and the same is hereby increased from Nine hundred and sixty (\$960.00) dollars per annum to Twelve hundred (\$1,200.00) dollars per annum, effective August 16, 1939.

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas. Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, the return to normal employment has been slow in the business and factories of the highly industrialized City of Newark and by reason whereof the unemployment situation is more expensive than in the average municipality in this respect; and

WHEREAS, essential projects have been provided under auspices of the Works Progress Administration, the completion of which are necessary in the matter of the use incident to the completed work as well as the employment afforded thereby; and

WHEREAS, the Board of Commissioners of the City of Newark feel that full employment on such projects should be completed in great industrial centers, such as Newark, and the importance of employment should be particularly considered by the Federal Authorities; and

WHEREAS, reduction in employment on W. P. A. projects in the City of Newark will cause great hardships, not only to the beneficial use thereof but greatly to those workers and their families employed thereon;

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, considering the necessities of our people, and particularly those who are unemployed because of the depression in industrial activity, that we do hereby express our thoughts and respectfully and prayerfully appeal to the Federal Authorities, and particularly to Federal W. P. A. Administrator, F. C. Harrington, State Administrator Allen, and Regional Administrator Dryden, to consider with deep and thoughtful regard any move or decis-

ion with relation to the continued employment of those referred to herein; and

BE IT FURTHER RESOLVED, that copies of this resolution be sent to Federal W. P. A. Administrator, F. C. Harrington, State Administrator Allen, and Regional Administrator Dryden.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Robert L. Pryor (Ferdinand Klena. owner); for the enlarging of existing tavern, in a 3rd residence district; premises 280 Dayton Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Nicola De Leo, owner; for the operation of a shoe repair shop in a 3rd residence district; premises 209 Second Street;

AND the matter having been considered by this Board;

IT RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., August 15, 1939.

The Board of Commissioners of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held August 8th, 1939, a

resolution was adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937) that the following application for a variance from the terms of the Zoning Ordinance be allowed:

328-336 South Street; William J. Ryan, owner; in a 2nd industrial district the construction and operation of a gasoline station including lubritorium; same to be constructed and operated in conformity with the rules of this Board; such use to be limited to the period of eight years.

The above recommendation was ordered withheld pending the filing of plans embodying certain corrections ordered by the Board of Adjustment, which plans have since been filed.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin,
Secretary.

Mayor Ellenstein: This application will take the usual course.

The City Clerk: There is a representative of the applicant present, Mr. George F. Hewson, who requests a suspension of the rules in the matter.

Mayor Ellenstein: Were there any objectors to this?

Mr. Rankin: No.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in this matter.

Commissioner Murphy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of William J. Ryan, owner; for the construction and operation of a gasoline station including lubritorium in a 2nd industrial district; premises 328-336 South Street; same to be constructed and operated in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: In view of the absence of Director Byrne, and the understanding had among the commissioners that there would be no balloting to fill the vacancy existing in the City Commission, the question of balloting will be deferred. In the meantime, the Law Department has given an opinion—has rendered an opinion that the only case found on the subject indicates that there is no time limit in which the City Commission can select the commissioner to fill the vacancy, so there need be no fear, in view of that decision, that after the third day period has expired the Commission would be debarred from making that selection.

Commissioner Murphy: I understand there was something like that in Montclair.

Mayor Ellenstein: Yes, they were 67 days in filling the vacancy in Montclair. And it is the opinion of the Law Department that the authority rests in the City Commission to fill that vacancy and there is no limitation of 30 days in that. In view of that, the last report I had was that Director Byrne was in the hospital today—

Commissioner Murphy: If you think he may be out before that, you might recess and call a meeting then.

Mayor Ellenstein: There is nothing gained by recessing in view of the opinion of the Law Department, and we could adjourn in the same manner.

Commissioner Murphy: We can adjourn if necessary.

Mayor Ellenstein: I won't be available until Monday or Tuesday, and it isn't possible that he will be out before Friday. Tuesday or Wednesday would not make any difference. So I will entertain a motion that we adjourn.

Commissioner Murphy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

M. C. ELLENSTEIN
VINCENT J. MURPHY
PEARCE R. FRANKLIN

The Board of Commissioners
of The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., August 23, 1939.

A regular meeting of the Board of Commissioners of The City of Newark, N. J., was held on the above date in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Daylight Saving Time.

Present: Commissioner Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

The minutes of the previous meeting were read and approved.

The City Clerk presented "An Ordinance relating to the business of moving used goods and chattels consisting of either furniture, household goods, pianos, office furniture, store fixtures, etc., and providing for licensing, regulating movers for hire and requiring permits to be obtained before such removal," and stated that today was the time fixed for a public hearing, the ordinance having been introduced for information August 2, 1939.

Mayor Ellenstein: I will entertain a motion that this ordinance be deferred for two weeks.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance authorizing the issuance of \$1,175,000 Poor Relief Bonds of The City of Newark.

The Board of Commissioners of The City of Newark, Do Ordain as follows:

Section 1. The Board of Commissioners has ascertained and hereby determines that it is necessary that the City of Newark raise the sum of \$1,175,000 for the relief of the poor, including direct relief, expense of administration, and the cost of the issuance of the bonds hereinafter described.

Section 2. For the purpose of raising said sum, there shall be issued pursuant to Chapter 332 of the Laws of 1939 of New Jersey bonds of The City of Newark of the aggregate principal amount of \$1,175,00 to be designated "Poor Relief Bonds of 1939."

Section 3. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum, payable semi-annually.

Section 4. Said bonds shall be payable on the 15th day of January, 1940.

Section 5. Said bonds shall be general obligations of said City and a tax sufficient in amount to pay the principal of and interest on said bonds shall be levied and collected by said City in the year in which the same shall become due and payable. Each of said bonds shall contain a recital that it is issued pursuant to said Act in the manner or mode of procedure prescribed by the Local Bond Law of New Jersey.

Section 6. This ordinance shall take effect at the time and in the manner provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that September 6th, 1939, at 11 A. M., Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the vacation of First Street as shown 60 feet wide on the Commissioners Map of Woodside Annexation, from Heller Parkway 608.05 feet northerly to Grafton Avenue, and for the vacation of Second Street as shown 60 feet wide on the Commissioners Map of Woodside Annexation, from Heller Parkway 640.05 feet northerly to Grafton Avenue, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Franklin moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the following ordinance be taken up on second reading:

An Ordinance providing for the vacation of First Street as shown 60 feet wide on the Commissioners Map of Woodside Annexation, from Heller Parkway 608.05 feet northerly to Grafton Avenue, and for the vacation of Second Street as shown 60 feet wide on the Commissioners Map of Woodside Annexation, from Heller Parkway 640.05 feet northerly to Grafton Avenue.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the title of "An Ordinance providing for the vacation of First Street as shown 60 feet wide on the Commissioners Map of Woodside Annexation, from Heller Parkway 608.05 feet northerly to Grafton Avenue, and for the vacation of Second Street as shown 60 feet wide on the Commissioners Map of Woodside Annexation, from Heller Parkway 640.05 feet northerly to Grafton Avenue," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the vacation of First Street as shown 60 feet wide on the Commissioners Map of Woodside Annexation, from Heller Parkway 608.05 feet northerly to Grafton Avenue, and for the vacation

of Second Street as shown 60 feet wide on the Commissioners Map of Woodside Annexation, from Heller Parkway 640.05 feet northerly to Grafton Avenue.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to amend and supplement an Ordinance requiring an examination of Domestic Employees, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

Rev. Sims, 51 West Street: I may be out of order, I don't know; that will be determined by what I have here.

Statement:—The proposed health ordinance supplemented — augmented — amended or—what have you as concerns domestics, namely that domestics must furnish a certificate from an accredited New Jersey doctor showing an absence of tuberculosis and other contagious or communicable disease, needs some additions or subtractions.

Additions because only domestics are pointed out, and the ordinance should also include employers.

Subtractions, because the word domestics is not the proper word, and should be struck out, and that part of the ordinance should be made to say employers and employees shall have physicians certificates of health in affiliations as it pertains to work, with and for one another.

A law, a statute, an ordinance which would be good for one citizen, is also good for another citizen, it would be good for all citizens, because in our ideology of Democracy, the minority group of today may become the majority group on some tomorrow.

And, the educating influence of laws, statutes, penal codes, and ordinances, and the growing perception of the identity of interests of the different members of the community to all qualities which are the means of peaceable, sociable, healthful and comfortable living — must apply to all citizens of the community — and this is both biopsychologically and physiologically true.

For, he who seeks to improve the health or morals of mankind has two, and only two fundamental ways of accomplishing his end. The first, to make it more and more the interest of each to conform to that of others; the second is, to dispel the ignorance which prevents men from seeing their true interest.

Curiously enough this health ordinance in question constitutes a paradox, that is, it is good for the employee and bad for the employer because it does not include the employer. It permits of selfishness on the part of an employer and on the part of the employees unselfishness. Whereas, it should promote selfishness on the part of both employer and employee. The ordinance says the employer does not have, can never have a communicable disease, that, tuberculosis, syphilis, cancer, diphtheria, small-pox or other contagious diseases are only for domestics.

And this ordinance is very vocal and exacting, in reference to 'domestics' but not articulate, not even a whisper from or by it in reference to 'employers'.

Disease is not a respecter of per-

sons, it does not confine itself to a particular race or group or to those that work as domestics or otherwise.

The scientist, psychologist, priest, philosopher—the brave and sage, the wise and foolish, the guilty and just, the law maker and the law breaker, each and every one are susceptible to the ravages of communicable and all other diseases.

By all means let's have health certificates of the right kind, that is from accredited physicians, and by the same token let's have an accredited 'ordinance,' one that will help all the people in the City of Newark and its environs.

Perhaps the learned originators and the proponents of the ordinance forgot these facts. For reason instructs us in the several tendencies of actions, and humanity makes or should make a distinction in favor of those which are useful and beneficial.

And the reason, the only reason why we should perform virtuous actions or enact laws, statutes or ordinances is that all may be benefited, in other words, the reason why we should seek the good of others, is that on the whole such a course will bring the greatest amount of happiness to all with whom we come in contact.

I am contending that the employer can have a communicable disease just like the domestic and that this law should include all the people of the City of Newark. I thank you very much.

Mayor Ellenstein: Is there any other person who wishes to be heard?

Commissioner Murphy: I think there is a point there, I think a very important one from my point of view. I quite agree with the statement made. I think where anybody employs any domestic help, I personally believe that they should not have a

free rein in so far as not being required also to have the approval of the Health Department, that that family being in a position to employ domestic help, I think it should apply to the employer just as much as to the employees.

Mayor Ellenstein: I don't see how it would be enforceable. This ordinance is being sponsored by the Health Officer. I don't know of any ordinance in any city where the employer is compelled to undergo an examination as to whether they have a communicable disease, because the employer is naturally in a much better condition to guard against these things than the employee. A person may want to engage a domestic and unless they have a certificate of health they would not engage him. On the other hand, I don't see how you could enforce an ordinance if the housewife when she engaged a domestic, the domestic would then say, "I won't work for you because you haven't got a certificate of health."

Commissioner Murphy: How are you going to enforce the ordinance?

Mayor Ellenstein: You are going to enforce the ordinance because the person who would engage a domestic would want him to have a certificate. This is not any class distinction.

Commissioner Murphy: To me it is.

Rev. Sims: But, your Honor, it is class distinction—

Commissioner Franklin: Maybe I better explain this ordinance so you know. This is only an enlargement on the persons who are responsible to see that certificates of health are obtained at the present time. The employer is obliged to see to it that the domestic has a health certificate. At the present time the employee must obtain such a health certificate. This amendment includes employment agencies as one other group of employers who must see to it that do-

mestics that they place with the householder obtain such certificates. That is what this amendment includes. It does not contemplate the employer. Director Murphy feels that such an ordinance should include the employer should be passed by this Commission. I think it is your function to introduce such an ordinance. The ordinance as it is contemplated now only enlarges the scope of the persons who are responsible to see to it that domestics obtain health certificates.

Director Murphy: It tightens the strings around the neck of the workers more than it is by the present time by saying that all employment agencies, that the people who apply for work have doctor's certificates before they can be sent to work.

Commissioner Franklin: That is right, a health certificate. If you think the social problem is great enough to require the employer householder also to have such a certificate, I would say you introduce such an ordinance.

Commissioner Murphy: I think the city commissioners should give consideration to that angle, amend it. I think then that the ordinance, if the ordinance is to be amended, the present ordinance, then I think it should be amended to take into consideration all people, employer and the employee. That is the way I personally feel about it. I don't think we should look at it just from the angle against the employment of the employees, giving no consideration towards the protection of their families from communicable diseases that probably would be in the employers' family.

Mayor Ellenstein: Then you ought to go further and examine the doctors to see that they haven't got it.

Commissioner Murphy: Why put the heat on the poor employees?

Mayor Ellenstein: I don't know of any other ordinance in any other city. I think it is impractical. It seems to me that naturally a person who has a health certificate and applies as a domestic is not going to make a demand on the man or woman who engages him to show him their health certificate. They are naturally satisfied that they are being protected by the individual. And if they need the job very badly that they are not then likely to question them. It is for the protection of all concerned. However, if it is the will of the Commission to defer it for a week, it is all right.

Commissioner Franklin: This is the proposition I made, I don't propose to include an amendment for the employer. I say that this is something that the Health Department desires. If Director Murphy wants to propose an ordinance to compel the householder and the employer of domestics—

Mayor Ellenstein: Or food handlers; they have to have their employees examined, too.

Commissioner Franklin: My proposition today is only to enlarge its scope to take in the employment agencies.

Commissioner Murphy: That is all right. I have no complaint about taking in the employment agencies. I think if we are going to enlarge the scope of it we ought to do it in the proper way. Maybe the code should be revised on the health regulations for all I know; I don't know anything about it. But I do feel that employment agencies if they should be compelled to see that a health card is shown by the employee, they should also be compelled to make sure that the employer of the domestics will also have to show a health card for that family. That is how I personally feel. I make a motion, Mr. Chairman, that the ordinance be deferred and referred to the Law Department to advise the Commission in reference

to revising and bringing in a recommendation that will cover both employer and employee.

Commissioner Franklin: In connection with that, we have got to consider the budgetary appropriation of the Board of Health with respect to the cost the Board of Health will be put to in examining every employer of domestic help.

Mayor Ellenstein: That means every man and woman in the City who employs domestic help will have to be examined for a health certificate.

Commissioner Murphy: It means the same thing on the employee.

Mayor Ellenstein: Then the family who engages a housekeeper, the employer and employee would have to be examined.

Commissioner Murphy: I think people who are able to employ someone is able financially to get a certificate.

Rev. Sims: Don't they have to have a blood test to be married in this State today?

Mayor Ellenstein: Yes, they do now.

Commissioner Murphy: It applies to everybody.

Mayor Ellenstein: There is no second to the motion. Is there any other person wishes to be heard. I will entertain a motion that the public hearing be closed.

Commissioner Byrne: I so move you.

Commissioner Franklin: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

Commissioner Franklin moved that the following ordinance be taken up on second reading:

An Ordinance to amend and supplement an ordinance requiring an examination of domestic employees.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

Commissioner Franklin moved that said ordinance be ordered to a third reading.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

Commissioner Franklin moved that the title of "An Ordinance to amend and supplement an ordinance requiring an examination of Domestic Employees," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

The Clerk then read the title of the ordinance as follows:

An Ordinance to amend and supplement an ordinance requiring an examination of Domestic Employees.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Fifty Thousand Dollars (\$50,000.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Fire and Police Pension Fund\$50,000.00

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Fifty-six Dollars and Twenty-four Cents (\$356.24) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, being the overtime payroll of the Cashier's Bureau of the Tax Receiver's Office covering period from July 29th to August 5th, 1939:

Tax Receiver\$356.24

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nine Hundred Twenty-six Dollars and Twenty-two Cents (\$926.22) be and

the same is hereby appropriated to the City Treasurer as per annexed certified list, being the Overtime payroll of the Tax Receiver's Office in connection with the 1939 Tax Sale from July 17th to July 31st, 1939:

Tax Sale\$926.22

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Hundred Seventy-eight Thousand and Five Hundred and Five Dollars (\$778,505.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Sinking Fund and Interest \$778,505.00

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Eight Hundred Seventy-seven Dollars and Sixty-four Cents (\$3,877.64) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office\$ 106.19

Comptroller's Office	16.22
Auditor's Office	48.45
Treasurer's Office	20.03
Tax Board	564.78
Personal Tax Arrears	2.65
District Courts	55.79
Reserve for Liabilities	34.78
The Sinking Fund Commission of the City of Newark, N. J.	2,204.00
WPA Tax Revaluation Project 5406-7	824.75
	<hr/>
	\$3,877.64

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 Pearce R. Franklin
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED: That the sum of Seven Thousand Nine Hundred Ninety Dollars, and Sixty-six Cents (\$7,990.66) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Alms House	\$ 6,115.49
Public Outing	23.02
Bureau of Baths	489.65
Band Concerts	621.00
Band Concerts	621.00
Law Department	50.75
Convalescent Hospital	69.75
	<hr/>
	\$ 7,990.66

Pearce R. Franklin
 Jos. M. Byrne, Jr.
 M. Ellenstein
 Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners, B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Three Thousand, Two Hundred Seventy-five Dollars and Sixty-eight Cents (\$3,275.68) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending August 16th and August 19th, 1939, as follows:

Shade Tree	\$ 1,989.69
Public Buildings	1,286.00
	<hr/>
	\$ 3,275.68

Jos. M. Byrne, Jr.
 Pearce R. Franklin
 M. Ellenstein
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark that the sum of Five Thousand, Eight Hundred, Sixteen Dollars and Ten Cents (\$5,816.10) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

Director's Office	\$59.30
Printing and Stationery	
Miscellaneous Advertising	\$ 106.23
Printing and Stationery	
Dedicated Revenue	\$55.38
Public Buildings	\$3,745.53

Maintenance of Dog	
Pound	625.00
Shade Tree	325.29
WPA Project 5037-7	13.02
WPA Project 3-7-1066	110.15
WPA Project 1485-7	148.72
WPA Project 3-7-5657	34.40
Weights and Measures	36.77
Printing and Stationery	542.73
Smoke Abatement	13.53
	<hr/>
	\$ 5,816.10

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Thirty-five Thousand Four Hundred Ninety-nine Dollars and Ninety-seven Cents (\$35,499.97) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending August 16, 1938:

Newark Airport	\$ 2,622.55
Bureau of Motors	2,651.18
Bureau of Streets	2,111.47
Bureau of Sewers	856.73
House Sewer Connections..	481.43
Bureau of Street Cleaning	16,988.39
Street Construction	348.25
Bureau of Docks	715.60
Bureau of Water	8,724.37
	<hr/>
	\$ 35,499.97

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Ninety-six Dollars and Seventy-three Cents (\$596.73) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Newark World Fair Commission (WPA)	\$ 79.34
City Planning (WPA Proj. 5358-7)	104.23
Toy Mending (WPA Proj. 5618-7)	378.57
Street Cleaning (WPA Proj. 6409-7)	84.54
	<hr/>
	\$ 596.73

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eleven Thousand, Nine Hundred Sixty-five Dollars and Eighteen Cents (\$11,965.18) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Project 3531-7) ..\$	5,036.07
Street Construction (WPA Project 3531)	33.24
Sewer Construction (WPA Project 4813-7) ..	3,836.03
Sewer Construction (WPA Project 3352-7) ..	389.78
Sewer Construction (WPA Project 601)	1,616.64
Sewer Construction (WPA Project 6131-7) ..	210.45
Sewer Construction (WPA Project 6131-7) ..	420.00
Sewer Construction (WPA Project 4813-7)	70.00
Sewer Construction (WPA Project 4813-7) ..	352.97
	<hr/>
	\$ 11,965.18

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Two Dollars and Ninety-five Cents (\$502.95) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (Boylan St. W. P. A. Proj. 6069-7)	\$ 42.18
Swimming Pool Construction (Hayes Park West, W. P. A. Proj. 6069-7)....	460.77
	<hr/>
	\$ 502.95

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Eighteen Thousand, Fifty-six Dollars and Seventy Cents (\$18,056.70) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction\$ 18,056.70

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Nine Dollars and Forty-six Cents (\$509.46) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Airport Construction\$509.46

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,

Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Thousand, Six Hundred Sixty-five Dollars and Forty-one Cents (\$6,665.41) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction \$6,665.41

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Eighty-six Thousand Six Hundred Eighty-five Dollars and Twenty Cents (\$86,685.20) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Motors	\$ 7,338.54
Newark Industrial Commission	57.14
Surveys	235.80
Doremus Avenue Bridge	2,429.38
City Clerk	150.00
Newark Airport	3,421.95
Docks	3,030.72
Sewers	540.91
House Sewer Connections..	466.29
Streets	877.68
Street Cleaning	4,455.88
Public Lighting	31,619.05
Director's Office	8.50
Water	32,053.36
	<hr/>
	\$ 86,685.20

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

BE IT RESOLVED by the Board of Commissioners of The City of Newark, that Emergency Resolution No. 5473, passed by the Board of Commissioners of The City of Newark on August 16, 1939, pursuant to R.S. 40:2-31, Chapter 23, P.L. 1939, be and the same is hereby rescinded.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, an emergency has arisen with respect to relief of poor; and,

WHEREAS, adequate provision was not made in the 1939 Budget for the aforesaid purpose; and,

WHEREAS, R.S. 40:2-31, Chapter 23, P.L. 1939 provides for the creation of an emergency appropriation for the purpose above mentioned; and,

WHEREAS, the total amount of emergency appropriations created for this purpose including the appropriation to be created by this resolution is \$2,635,200;

1. NOW THEREFORE BE IT RESOLVED, That an emergency appropriation be and the same is hereby made pursuant to R.S. 40:2-31, Chapter 23, P.L. 1939, in the total amount of Five Hundred Thousand (\$500,000) Dollars;

1A. BE IT FURTHER RESOLVED that said appropriations shall be provided for in full in the 1940 Budget; and,

1B. BE IT FURTHER RESOLVED That an "Emergency Note" not in excess of the above amount be hereby authorized pursuant to R.S. 40:2-31 and in accordance with the provisions of R.S. 40:2-40 and 40:2-41 and 40:2-43 to 40:2-46; and,

1C. BE IT FURTHER RESOLVED That said note shall be dated August 16, 1939, may be renewed from time to time and such note and any renewals thereof shall be payable on or before December 31, 1940; and,

1D BE IT FURTHER RESOLVED that a copy of this resolution be filed forthwith with the Commissioner of Local Government.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Francis E. Flynn is an Honorably Discharged veteran who is entitled to a total annual exemption on \$500.00 from the assessed valuation of his real and personal property; and,

WHEREAS he only obtained an exemption of \$200.00, tax \$9.22 from the assessed valuation of his personal property for 1938; and,

WHEREAS, the said Francis E. Flynn was, on October 1st, 1937, the owner of record of property located at Block 4177, Lot 29, 46 Montrose Street, Newark, which property was assessed at a valuation of \$4,500.00, tax \$207.45;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Francis E. Flynn be granted a further exemption of \$300.00, tax \$13.83 and that the Receiver be and he is hereby authorized to allow said exemption from 1938.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Thomas Conroy was the owner of the premises at 622 North 9th Street, Newark, New Jersey, Block 701, Lot 16, on October 1st, 1936, and on October 1st, 1937, and was assessed for same by the City of Newark, at a valuation of \$1,800.00, for the years 1937 and 1938, being \$300.00 on Land and \$1,500.00 on Improvements; and,

WHEREAS, Thomas Conroy is an Honorably Discharged veteran and is entitled to a total annual exemption of \$500 from the assessed valuation of his real and personal property;

WHEREAS, the said Thomas Conroy had not received the exemption of \$500.00 on his real or personal property for the year 1937 and 1938;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that said Thomas Conroy be granted the exemption of

\$500.00, tax \$18.45 from the assessed value of his real estate, 622 North 9th Street, Block 701, Lot 16 for the year 1937 and that he also be granted the exemption of \$500.00, tax \$23.05 from the assessed value of his real estate, Block 701, Lot 16, 622 North 9th Street for the year 1938, and that the Comptroller be and he is hereby authorized to change his records accordingly.

Vincent J. Murphy

M. Ellenstein

Jos. M. Byrne, Jr.

Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Eugene H. Duerr, Jr. is an Honorably Discharge veteran who is entitled to a total annual exemption on \$500.00 from the assessed valuation of his real and personal property; and,

WHEREAS he only obtained an exemption of \$100.00, tax \$4.61 from the assessed valuation of his personal property for 1938; and,

WHEREAS, the said Eugene H. Duerr, Jr. was, on October 1st, 1937, the owner of record of property located at Block 2531, Lot 37, 142 West Street, Newark, which property was assessed at a valuation of \$2,200.00, tax \$101.42;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Eugene H. Duerr, Jr. be granted a further exemption of \$400.00, tax \$18.44 and that the Receiver be and he is hereby authorized to allow said exemption for 1938.

Vincent J. Murphy

M. Ellenstein

Pearce R. Franklin

Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, August McEvilly is an Honorably Discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1938,

WHEREAS, On October 1st, 1937, Augustus McEvilly was the owner of record of premises known and designated as Block 1803, Lot 9, 61 Hunterdon Street, Newark, New Jersey, which was assessed at a valuation of \$3,600.00, tax \$165.96;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Augustus McEvilly be granted exemption of \$500.00, tax \$23.05 for 1938, from the assessed valuation on his property known as Block 1803, Lot 9, 61 Hunterdon Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy

M. Ellenstein

Pearce R. Franklin

Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Michael DeVito is an Honorably Discharged veteran and is entitled to an annual exemption of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1938,

WHEREAS, On October 1st, 1937, Michael De Vito was the owner of record of premises known and designated as Block 212, Lot 54, 34 Wallace Street, Newark, New Jersey, which was assessed at a valuation of \$4,200.00, tax \$193.62;

BE IT THEREFORE RESOLVED By the Board of Commissioners of The City of Newark that the said Michael De Vito be granted exemption of \$500.00, tax \$23.05 for 1938, from the assessed valuation on his property known as Block 212, Lot 54, 34 Wallace Street, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the United Management Company on October 1st, 1937 was the owner of record of premises known as No. 507-513 Elizabeth Avenue, Newark, New Jersey, Block 3637, Lot 106, which premises were assessed for 1938 at a valuation of \$23,900.00, tax \$1,101.79; being \$17,900.00 on Land and \$6,000.00 on Improvements; and,

WHEREAS, the improvements assessed to said premises were actually located on the adjoining plot known as No. 33-37 Renner Avenue, Block 3737, Lot 9 and therefore, these premises should have been assessed as vacant land;

BE IT THEREFORE RESOLVED By the Board of Commissioners of The City of Newark that premises known as No. 507-513 Elizabeth Ave-

nue, Newark, Block 3637, Lot 106 be assessed at a valuation of Land \$17,900, Tax \$825.19 and that the assessment of \$6,000 on improvements, tax \$276.30 be cancelled and that the Comptroller be and he is hereby authorized to cancel the same of record.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Application for permit to display fireworks by the Societa Marra SS. Addolarota under the auspices of Our Lady of Mt. Carmel Church on August 27, 1939 at Ferry and McWhorter Streets, was received and filed.

Commissioner Franklin offered the following resolutions:

WHEREAS, Societa' Marra' SS Addolarota, a non-pecuniary corporation organized under the laws of the State of New Jersey, sponsoring the official celebration of the feast day of Marra S. S. Addolarota under the auspices of Our Lady of Mt. Carmel Church, has made application for permit for fireworks display at Ferry and McWhorter Streets in the City of Newark, on Sunday, August 27, 1939, between the hours of 11 A. M. and 12 o'clock noon, and between 2.00 and 11 P. M., and,

WHEREAS, said application has been duly approved by the Chief of Police and the Fire Department of the City of Newark;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that permission is hereby granted to Societa' Marra' SS

Addolarota, a non pecuniary corporation organized under the laws of the State of New Jersey sponsoring the official celebration of the feast day of Marra SS Addolarota under the auspices of Our Lady of Mt. Carmel, to conduct the fireworks display as applied for on the posting of a bond in the sum of Three Thousand Dollars (\$3,000.) as provided for by Chapter 51 of the Laws of 1937, said bond to be approved as to form by the Law Department.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, an application has been made to The City of Newark by Societa' Marra' SS Addolarota, a non pecuniary corporation organized under the Laws of the State of New Jersey, sponsoring the official celebration of the feast day of Marra' SS Addolarota, under the auspices of Our Lady of Mt. Carmel, at Ferry and McWhorter Streets, on Sunday, August 27th, 1939; and,

WHEREAS a bond as required by Chapter 51 of the laws of 1937 has been filed, furnished by Alexander Zarrillo and Societa' Marra' SS Addolarota, as principals and Indemnity Insurance Company of North America (Philadelphia), as surety, the form of which has been approved by the Law Department of the City of Newark;

THEREFORE, BE IT RESOLVED. By the Board of Commissioners of The City of Newark, that said bond be approved.

Pearce R. Franklin

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Application for permit to display fireworks by the Committee of Saint Cataldo, sponsoring the feast of Saint Cataldo under the auspices of St. Rocco Roman Catholic Church on Monday, September 4, 1939 at Hunterdon Street and Fourteenth Avenue, was received and ordered filed.

WHEREAS, Society of St. Cataldo, a non-pecuniary corporation organized under the laws of the State of New Jersey, sponsoring the feast of Saint Cataldo under the auspices of St. Rocco Roman Catholic Church, has made application for permit for fireworks display at Hunterdon Street and Fourteenth Avenue, on Monday, September 4, 1939, between the hours of 11 and 11:45 P. M., and

WHEREAS, said application has been duly approved by the Chief of Police and the Fire Department of the City of Newark;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark that permission is hereby granted to Societa' Marra' SS Addolarota, a non-pecuniary corporation organized under the laws of the State of New Jersey, sponsoring the feast of Saint Cataldo under the auspices of St. Rocco Roman Catholic Church, to conduct the fireworks display as applied for on the posting of a bond in the sum of Three Thousand Dollars (\$3,000.) as provided by Chapter 51 of the Laws of 1937, said bond to be approved as to form by the Law Department.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, an application has been made to The City of Newark by Society of St. Cataldo, a non-pecuniary corporation organized under the laws of the State of New Jersey, sponsoring the feast of Saint Cataldo, under the auspices of St. Rocco Roman Catholic Church, Newark, on September 4th, 1939; and,

WHEREAS, a bond as required by Chapter 51 of the Laws of 1937 has been filed, furnished by Alexander Zarrillo, and Society of St. Cataldo, as principals, and Indemnity Insurance Company of North America (Philadelphia) as surety, the form of which has been approved by the Law Department of The City of Newark;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark, that said bond be approved.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS: Willard E. Reed, Superintendent in the Bureau of Weights and Measures, Department of Parks

and Public Property, is a delegate to the annual State Convention of Weights and Measures to be held at Atlantic City, New Jersey, on September 6th, 7th and 8th, 1939;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that a sum not to exceed Thirty-five Dollars (\$35.00) be and the same is hereby appropriated to Willard E. Reed, Superintendent of Weights and Measures, for the purpose of defraying expenses in attending said Convention.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, The 67th Annual Convention of the International Association of Fire Chiefs is to be held at San Francisco, California, September 20 to 23rd, inclusive, 1939; and,

WHEREAS, John B. Keenan, Fire Commissioner and Peter Kiernan, Chief Engineer of the Fire Division of the Department of Public Safety of The City of Newark, are members of the International Association of Fire Chiefs; and,

WHEREAS: It is the opinion of the Board of Commissioners that the participation of said John B. Keenan and Peter Kiernan at said Convention would inure to the benefit not only of the Department of Public Safety, but also the citizens of The City of Newark because of the exchange of ideas and views in regard to Fire fighting methods and fire fighting equipment

used throughout the United States and Canada;

THEREFORE, BE IT RESOLVED: By the Board of Commissioners of The City of Newark that said John B. Keenan and Peter Kiernan be paid the expenses incurred by them because of their attendance at said convention in San Francisco, California, in an amount not exceeding Three Hundred Dollars (\$300.00) each.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, On November 2, 1938, resolution No. 3658-F was adopted by this Commission appointing John E. Bebout, director of a proposed W. P. A. project to survey the needs of industry in The City of Newark, effective when and if the project was approved by the Federal Authority, which project, however, was not approved although Mr. Bebout did give time and incur expenses in conferring with the Federal authorities relative thereof; and,

WHEREAS, Mr. Bebout did render a statement to the City for the following items:

"(1) Expenses incurred on trip to Washington for conference with officials of several departments, December 15, 16 and 17, 1938\$ 39.05

(2) Other out of pocket expenses — telephone,

postage, trips to Trenton and Transportation in and about Newark 23.46

(3) Personal services, three and one-half weeks, at the rate of \$5,000 yearly salary as director 336.54

\$399.05"

which is attached hereto and made a part here hereof; and,

WHEREAS, Mr. Bebout has offered to accept in full satisfaction thereof the sum of Sixty-two Dollars and Fifty-one Cents (\$62.51); and,

WHEREAS, it is the opinion of the Law Department that the expenses are a proper charge against the municipality, which may properly be paid; and

WHEREAS, it is recommended by the Law Department that the claim be settled for the sum of Sixty-two Dollars and Fifty-one Cents (\$62.51);

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the sum of Sixty-two Dollars and Fifty-one Cents (\$62.51) be and the same is hereby appropriated to John E. Bebout in full payment and satisfaction of and for the claim set forth in attached statement, and the Director of Revenue and Finance is hereby authorized and directed to make payment as aforesaid upon delivery of a release from Mr. Bebout, in form approved by the Law Department.

This matter being the settlement of a claim to avoid litigation, it is properly chargeable to contingent fund budget appropriation.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That sealed proposals received by the Department of Central Purchase on July 24, 1939, for furnishing and delivering Radial Metal Curb, for the Department of Public Affairs, be and the same hereby are rejected, inasmuch as the price appears to be excessive, therefore be it

FURTHER RESOLVED That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for said Radial Metal Curb.

Bids to be received on such date and at such times as it shall in said advertisement designate.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Burroughs Billing Machines and Chairs, Broken Stone Aggregate and Asphalt Cement Mineral Joint Filler, for the Department of Public Affairs and Ford Sedan for the Bureau of Health, Department of Public Works.

Bids to be received on such date and

at such time as it shall in said advertisement designate.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the contract for the maintenance of underpass lighting system under the Pennsylvania Station at Market Street and Raymond Boulevard be and the same is hereby awarded to Edward J. White Company, 351 Broadway, Newark, New Jersey, he being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of his bid being \$899.00, and the Director of the Department of Public Affairs and the City Clerk are hereby authorized, and directed to execute on the part of The City of Newark, proper contract for the carrying out of the said work.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of The City of Newark, New Jersey, the Department of

Central Purchase publicly solicited, received and opened bids for furnishing and delivering Tires and Tubes, therefore be it

RESOLVED, By the Board of Commissioners of The City of Newark that the contract for furnishing and delivering said tires and tubes to the City of Newark be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of The City of Newark, proper contract for furnishing and delivering said tires and tubes:

ESSEX TIRE & RUBBER COMPANY, Newark, N. J.

(All Departments excepting Revenue and Finance)

One (1) or more of any or all sizes of "Hood" Tires and Tubes, as per unit prices and discounts shown on list on file in the Department of Central Purchase.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of The City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering the following material, therefore be it

RESOLVED, By the Board of Com-

missioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark be and the same hereby are awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

E. W. McCLAVE, INC.,
Harrison, N. J.

(Public Affairs)

Approximately 1,000 pc. 2"x10"x12' sheathing, No. 2 Common Fir @ \$33.20 M.

FRANKLIN LUMBER COMPANY,
Newark, N. J.

(Public Affairs)

Approximately 2,000 lin ft. 6"x8"x16' Timber No. 2 Common Fir @ \$37.75 MBF.

WM. H. BARKHORN COMPANY,
Newark, N. J.

(Public Works)

Single and double doors for Montgomery Street Baths, as per sizes and quantities shown on list on file in the office of the Department of Central Purchase, all for \$780.00.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne,

Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, On April 7, 1937, a contract was awarded to John H. Nelles Company for furnishing all of the labor and material required to complete the heating and other work incidental thereto for the four swimming pools in the City of Newark;

AND WHEREAS the said John H. Nelles Company has made claim for the payment to it of the sum of \$1,719.72 in addition to the amount to become due said contractor under the aforementioned contract by reason of certain additional costs being occasioned to the contractor by reason of delay in the completion of the said swimming pools;

AND WHEREAS such claim appears to be just and reasonable and the John H. Nelles Company has agreed to sign a supplemental agreement as per copy attached hereto and made a part hereof;

AND WHEREAS under the circumstances it appears that this agreement would be beneficial to the City of Newark;

THEREFORE BE IT RESOLVED By the Board of Commissioners of The City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized, together with the City Clerk, to enter into the attached agreement for and on behalf of the City of Newark when said agreement has been signed by John H. Nelles Company and consented to by the Seaboard Surety Company.

AND BE IT FURTHER RESOLVED That upon the execution of the said supplemental agreement the sum of \$1,719.72 be paid to the John H. Nelles Company in accordance with the terms thereof.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Note Voting: Commissioner Byrne.

Commissioner Byrne offered the following resolution:

RESOLVED: By the Board of Commissioners of The City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the last half of August, 1939 and the weekly payrolls as hereinafter set forth, be and the same are hereby approved; confirmed and ratified:

PUBLIC BUILDINGS:

Josephine Nester, temporary telephone operator, services terminated August 26th, 1939.

Patrick Clossick, temporary engineer, services terminated August 15th, 1939.

Michael Scahill, fireman, granted a two months' leave of absence, without pay, as per his request, effective August 16th, 1939.

John J. Keenan, temporarily appointed fireman, effective August 16, 1939, at a salary of \$3,000.00 per annum.

Charles Harroun, temporary fireman, absent because of illness on August 17th, 18th and 21st, 1939 and these days were deducted from his pay.

Thomas Doherty, temporarily appointed fireman for three days, Aug-

ist 17th, 18th and 21st, 1939, at a salary of \$3,000 per annum.

Matthew O'Brien, temporarily appointed watchman, at a salary of \$1,200.00 per annum, effective as of August 16th, 1939.

Annual vacations, with pay, granted effective on dates shown:

PUBLIC BUILDINGS

Patrick Scanlon, Custodian, two weeks, August 21, 1939.

Henry Coffenberg, Janitor, two weeks, August 21, 1939.

Robert Kistner, Cleaner, two weeks, August 21st, 1939.

James Newsome, Cleaner, two weeks, August 21st, 1939.

Agnes Mulyaney, Cleaner, two weeks, August 21st, 1939.

Bessie Ganning, Cleaner, two weeks, August 21st, 1939.

Mae Bolton, Telephone Operator, one week, August 22, 1939.

PUBLIC BUILDINGS

John H. Erowa, Laborer, one week, August 28th, 1939.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED: That Arthur Spiegel-

man, who was appointed to the position of Assistant Chemist in the Division of Central Purchase, Department of Public Safety, at an annual salary of \$2,100.00 effective January 1, 1939, pending Civil Service examination, be and he is hereby transferred from said Division of Central Purchase, Department of Public Safety, to the Division of Police, Department of Public Safety, at an annual salary of \$2,100.00 payable semi-monthly as other salaries are paid, effective August 23, 1939, pending Civil Service examination.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein offered the following resolution:

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs, is causing to be filed with the National Youth Administration a project application to provide part-time employment for 32 youths between 18 and 25 years of age, to be taken from the relief rolls of the City upon a clerical assistance work project rendering stenographic and clerical assistance to various non-governmental agencies in the City of Newark co-operating in a Halloween Program; the youth workers employed will receive valuable training and work experience in stenographic work, typing, filing and general office routine; and

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$1,275.00 is contingent upon the expenditure of \$750.00 by the City of Newark;

THEREFORE BE IT RESOLVED By the Board of Commissioners of The City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized

to expend the sum of \$750.00 for the purpose aforesaid.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

BE IT RESOLVED by the Board of Commissioners of The City of Newark, that resolution No. 5488, adopted by the Board of Commissioners of the City of Newark, on August 16, 1939, relative to the payment of the sum of five hundred and fifty-five dollars (\$555) to Samuel Miller of 307 Mulberry Street, Newark, N. J., be and is hereby rescinded in its entirety.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, by resolution No. 4861, adopted May 24, 1939, the hereinafter mentioned appropriations were allocated to the Department of Parks and Public Property for the budget of 1939; and

WHEREAS, the Director of the Department of Parks and Public Property and the Director of the Department of Revenue and Finance request

that the said appropriations be allocated to the Department of Revenue and Finance;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the appropriations contained in the 1939 Budget for payment of advertisements by the city in connection with "Celebrations" and for "Maintenance Foreclosed Property," be and the same are hereby allocated and transferred from the appropriation for the Department of Parks and Public Property to the appropriation for the Department of Revenue and Finance, and for the specific purposes as hereinbefore stated and subject to requirements in the matter of such re-allocation and transfer as the said Director of the Department of Revenue and Finance may and shall determine is by law required.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

The following communication was received and read:

Board of Adjustment

Newark, N. J., August 22, 1939.

The Board of Commissioners of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body in accordance with Section 9, Chapter 274, P. L. 1928

(40:55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

721-733 McCarter Highway; Kearny Motors, Inc., in a 1st industrial district the establishment and operation of an automobile sales station; on condition that a fence of two-inch (2") pipe, at least eighteen (18") inches high, be erected along the property line of McCarter Highway; same to be operated and maintained in conformity with the rules of this Board; such use to be limited to the period of one year; (No objectors);

*11-13 Fourteenth Avenue; David Lefand; renewal of permit for two portable gasoline tanks; such use to be limited to the period of one year ending August 21, 1940;

*74-76 Clinton Street; City Parking Service; renewal of permit for automobile parking station; such use to be limited to the period of one year ending August 31, 1940;

*10-14 Orchard Street; Henry C. Vander Roest, owner; renewal of permit for automobile parking station; such use to be limited to the period of one year ending August 11, 1940;

*61-63 Plane Street; Robert C. Grady; renewal of permit for automobile parking station; such use to be limited to the period of one year ending August 11, 1940.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin,
Secretary.

(To be heard by the Board of Commissioners on August 23, 1939.)

Ordered filed.

The City Clerk: We have four

Board of Adjustment matters that are renewals and can be disposed of at this time under a suspension of the rules.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in these cases of renewals.

Commissioner Franklin: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS; On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of David Lefand (Howard Savings Institution, owner); for the renewal of permit for two portable gasoline tanks; premises 11-13 Fourteenth Avenue; such use to be limited to the period of one year ending August 21, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne I move we concur in the action of the Adjustment Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of City Parking Service (Houston Building and Loan Association, owner); for the renewal of permit for automobile parking station; premises 74-76 Clinton Street; such use to be limited to the period of one year ending August 31, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,

Franklin, Murphy, Mayor Ellenstein.

WHEREAS: On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Henry C. Vander Roest, owner; for the renewal of permit for automobile parking station; premises 10-14 Orchard Street; such use to be limited to the period of one year ending August 11, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Robert C. Grady (Florence P. Eagleton, owner); for the renewal of permit for automobile parking station; premises 61-63 Plane Street; such use to be limited to the period of one year ending August 11th, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk: The applicant is present in the matter of 721-733 McCarter Highway and requests a suspension of the rules. There were no objectors.

Mayor Ellenstein: I will entertain a motion that the rules be suspended.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS: On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Kearny Motors, Inc. (Warmec Corporation, owner); for the establishment and operation of an automobile sales station in a 1st industrial district; premises 721-733 McCarter Highway; on condition that a fence of two-inch (2") pipe, at least eighteen (18") inches high, be erected along the property line of McCarter Highway; same to be operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk: I have just been handed several resolutions. The first one reads as follows:

RESOLVED, by the Board of Commissioners of the City of Newark that, in order to avoid duplications of effort resulting from the overlapping of our local government functions, with its consequent unnecessary expenditure of taxpayers' money, and in the interest of more efficient and lower cost of our local governmental operations, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephone and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks;

Shade Tree Division;

Building Department;

Insurance Fund Commission;

Housing Authority;

be and the same are hereby distributed into the Department of Parks and Public Property, and the Director of the Department of Parks and Public Property is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks;

Shade Tree Division;

Building Department;

Insurance Fund Commission;

Housing Authority.

and shall perform all of the duties now or heretofore imposed by law with respect thereto.

Vincent J. Murphy

Commissioner Murphy: There are copies of the same resolutions presented in the last few weeks. I move for the adoption.

Mayor Ellenstein: I think Director Byrne voted for three of the resolutions, or four all told. Director Byrne voted for the other three resolutions. You can save time by introducing three resolutions and having them voted on.

Commissioner Murphy: Read the title. The other resolution changes the Department of Central Purchase into the Department of Revenue and Finance.

Mayor Ellenstein: That is the one Commissioner Byrne voted against.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Relief,
Overseer of the Poor,
Soldiers and Sailors Aid Bureau,
Camp Newark,
Employment Bureau,
Municipal Assistance Board,
Labor Relations Board,
Health Bureau,
City Hospital,
Alms House,
Home for Boys,
Baths,
Dog Pound,

be and the same are hereby distributed into the Department of Public Works, and the Director of the Department of Public Works is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Relief,
Overseer of the Poor,
Soldiers and Sailors Aid Bureau,
Camp Newark,
Employment Bureau,
Municipal Assistance Board,
Labor Relations Board,

Health Bureau,
City Hospital,
Alms House,
Home for Boys,
Baths,
Dog Pound,

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Police Division,
Police Courts,
Fire Division,
Weights and Measures,
Smoke Abatement,
All Licenses,
Street Lighting,

Transportation Regulation,
be and the same are hereby distributed into the Department of Public Safety, and the Director of the Department of Public Safety is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute charter or ordinance relating to the

Police Division,
Police Courts,

Fire Division.

Weights and Measures,

Smoke Abatement,

All Licenses,

Street Lighting,

Transportation Regulation,
and shall perform all of the duties
now or heretofore imposed by law
with respect thereto, except the hous-
ing and maintenance of all real and
personal property connected there-
with.

Vincent J. Murphy

RESOLVED, by the Board of Com-
missioners of The City of Newark,
that all of the executive, administra-
tive, judicial and legislative authority
and duties given by any statute, char-
ter or ordinance relating to:

Streets,

Street Cleaning,

Refuse Collection,

Sewers,

Water Department, excepting the
billing, collection and auditing func-
tions thereof,

Airport,

Docks,

Passaic River Waterfront,

Municipal Waterfronts,

Port Newark Development,

Art Commission,

Free Public Library,

Museum,

Board of Education,

Newark Technical School,

District Courts,

City Clerk,

be and the same are hereby distribut-
ed into the Department of Public Af-
fairs, and the Director of the Depart-
ment of Public Affairs is hereby vest-
ed with all the powers, authority and
rights now or heretofore vested in or
given by any statute, charter or or-
dinance relating to the

Streets,

Street Cleaning,

Refuse Collection,

Sewers,

Water Department, except the
billing, collection and auditing func-
tions thereof,

Airport,

Docks,

Passaic River Waterfront,

Municipal Waterfronts,

Port Newark Development,

Art Commission,

Free Public Library,

Museum,

Board of Education,

Newark Technical School,

District Courts,

City Clerk,

and shall perform all of the duties
now or heretofore imposed by law
with respect thereto, except the hous-
ing and maintenance of all real and

personal property connected therewith.

Vincent J. Murphy

Mayor Ellenstein: All in favor of these four resolutions as read by title by the City Clerk will signify by saying aye, contrary no; the Clerk will call the roll.

The roll being called, the resolution was declared lost by the following votes:

Yeas: Commissioners B y r n e,

Nays: Commissioner Franklin,
Mayor Ellenstein.

Commissioner Murphy: Read the other resolution.

RESOLVED, by the Board of Commissioners of the City of Newark, that all the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Comptroller,

Treasurer,

Tax Receiver,

Auditor of Accounts,

Board of Assessment and Revision of Taxes,

Board of Assessment for Local Improvements,

Board of Adjustment,

Sinking Fund Commission,

Printing and Stationery Division,

Division of Central Purchase,

Billing, collection and auditing division, now in the Water Bureau,

Martin Act,

Pension Funds,

Law Department,

be and the same are hereby distributed into the Department of Revenue and Finance, and the Director of the Department of Revenue and Finance, is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Comptroller,

Treasurer,

Tax Receiver,

Auditor of Accounts,

Board of Assessment and Revision of Taxes,

Board of Assessment for Local Improvements,

Board of Adjustment,

Sinking Fund Commission,

Printing and Stationery Division,

Division of Central Purchase,

Billing, collection and auditing division, now in the Water Bureau,

Martin Act,

Pension Funds,

Law Department,

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Commissioner Murvhy I move the adoption of the resolution.

Mayor Ellenstein: All in favor of the resolution as read by the Clerk will signify by saying aye, contrary no; the Clerk will call the roll.

The roll being called, the resolution was declared lost by the following votes:

Yeas: Commissioner Murphy.

Nays: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy: I have two more resolutions.

RESOLVED, by the Board of Commissioners of The City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Department of Central Purchase

be and the same are hereby distributed into the Department of Parks and Public Property, and the Director of the Department of Parks and Public Property is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Department of Central Purchase

and shall perform all of the duties now or heretofore imposed by law with respect thereto.

Vincent J. Murphy

Commissioner Murphy: I move the adoption of the resolution.

The roll being called, the resolution was declared lost by the following votes:

Yeas: Commissioner Murphy.

Nays: Commissioner Franklin, Mayor Ellenstein.

Commissioner Byrne not voting.

Commissioner Murphy offered the following resolution:

RESOLVED, by the Board of Commissioners of The City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Dog Pound

be and the same are hereby distributed into the Department of Public Works, and the Director of the Department of Public Works is hereby vested with all of the powers, authority and rights now or heretofore vested in or given any statute, charter or ordinance relating to the

Dog Pound

and shall perform all of the duties now or heretofore imposed by law with respect thereto.

Vincent J. Murphy

Commissioner Murphy: I move the adoption of the resolution.

The roll being called, the resolution was declared lost by the following votes:

Yeas: Commissioners Byrne, Murphy.

Nays: Commissioner Franklin, Mayor Ellenstein.

Mayor Ellenstein: The dogs stay comfortably where they are.

Any other resolutions?

REPORTS OF CITY OFFICERS

The following Reports of City Officers were received and ordered filed:

Superintendent of Weights and Measures for July, 1939.

Department of Buildings for July, 1939.

Clerk of First District Court for July, 1939.

Clerk of Second District Court for July, 1939.

Superintendent of Alms House for July, 1939.

City Clerk (2) for July, 1939.

Thomas F. Guthrie, Chief Clerk, 1st Criminal Court, for July, 1939.

Thomas F. Guthrie, Chief Clerk, Night Police Court Traffic, for July, 1939.

Charles F. McGovern, Clerk 2nd Criminal Court, Part 1, for July, 1939.

Charles F. McGovern, Clerk 2nd Criminal Court, Part 2, for July, 1939.

Robert J. Beckley, Clerk 3rd Criminal Court for July, 1939.

Elizabeth S. Lewis, Clerk Family Court, for July, 1939.

City Treasurer for July, 1939.

Comptroller for July, 1939.

City of Newark, New Jersey
Department of Revenue and Finance

August 1, 1939.

To the Honorable,
The Commissioners of
The City of Newark, N. J.

In accordance with the Act of the Legislature entitled "A further supplement of the Act entitled 'An Act to amend and revise the charter of the City of Newark, N. J.' approved February 22, 1866" I herewith present a statement of the receipts and disbursements for the month of July, 1939:

RECEIPTS

Cash on hand June 30, 1939	\$2,499,316.65	
Received from Comptroller July	3,445,888.28	
		<u>\$5,945,204.93</u>

DISBURSEMENTS

By Warrant	\$2,081,954.34	
Without Warrant	36,510.80	
Returned Checks	7,089.49	
		<u>2,125,554.63</u>
Cash on hand July 31, 1939		<u>\$3,819,650.30</u>

Respectfully,

Vincent J. Murphy,

Director of Revenue and Finance.

REPORT OF CASH COLLECTED BY TAX RECEIVER

July, 1939

1939 Real Estate Tax	\$2,074,813.01	
Less Discounts	5,261.43	
		\$2,069,551.58
1939 Personal Tax	169,642.69	
Less Discounts	711.82	
		168,930.87
1939 N. G. Checks Redeposited a/c 1939 Tax		5,232.17
1939 Refunds a/c 1939 Tax		68.63

Personal Arrears—

1938 Tax	17,047.92	
1937 Tax	13,237.33	
1936 Tax	2,099.91	
1935 Tax	796.82	
1934 Tax	121.43	
1933 Tax	37.61	
1931 Tax	20.82	
1930 Tax	2.46	
		33,364.30

Real Estate Arrears and Assessments, "Regular"—

1938 Tax	425,746.70	
1937 Tax	136,741.74	
1936 Tax	45,921.39	
1935 Tax	15,034.03	
1934 Tax	4,599.89	
1933 Tax	826.36	
1932 Tax	4,764.40	
1931 Tax	1,653.37	
1930 Tax	164.95	
1928 Tax	19.15	
		635,471.98

Street Paving Assessments:

Howard Street	16.65	
South 6th Street	12.15	
Bergen Street	15.90	
Norfolk Street	16.50	
Waydell Street	36.25	
Homestead Park	5.00	
Wyndmoor Avenue	21.55	
Wickliffe Street	20.00	
Walnut Street	33.56	
Keer Avenue	9.25	
West Street	56.00	
Ivy Street	99.75	
16th Avenue	67.00	
Foundry Street	515.87	
		925.43

Street Sewer Assessments:

Homestead Park .....	.78	
Harper Street	45.00	
2nd Avenue	16.06	
		<u>61.84</u>
House Sewer Connections	782.77	
Water Service Connections	139.45	
Shade Tree	5.00	
Sidewalks	5.74	
Snow Removal	9.59	
		<u>1,929.82</u>

**Real Estate Arrears and
Assessments T/S Liens—**

1938 Tax	7,112.90	
1937 Tax	4,673.05	
1936 Tax	4,030.20	
1935 Tax	4,615.87	
1934 Tax	3,205.16	
1933 Tax	2,765.40	
1932 Tax	3,524.88	
1931 Tax	3,238.30	
1930 Tax	2,601.28	
1929 Tax	1,947.58	
1928 Tax	26.81	
1927 Tax	26.53	
T/S Interest and Costs in Certificate	5,392.91	
		<u>43,160.87</u>

Street Paving Assessments:

Bergen Street	14.50	
Florence Avenue	1.00	
		<u>15.50</u>

Street Opening Assessments:

Jones Street	46.37	
Jackson Street	70.20	
Raymond Plaza	26.89	
		<u>143.46</u>
Sidewalks	27.94	
Assessment Interest T/S Liens	79.04	
		<u>265.94</u>

Miscellaneous Revenue:**Licenses—**

For Sale Alcoholic Beverages	12,893.87	
Ice Cream, Ice, Plumbing and Refuse	859.50	
General Licenses	8,031.04	
Dog Licenses	454.00	
		<u>22,238.41</u>

Fees and Permits—

Tax Search Fees	563.50	
Transcript Fees for Births, Deaths, Etc	425.15	
Building and Electrical Work Permits	3,426.77	
Towels, Soap, Bathing Suits	3,039.88	
Combustible Moving Picture, Garage, Miscellaneous	1,281.18	
Receipts for Patients Treated	1,814.02	
Jury and Listing Fees	2,758.40	
Animal, Chicken, Plumbing Per- mits and Miscellaneous Fees	374.20	
Public Sewer Connections, Tap Fees D. P. A.	100.00	
		13,783.10

Fines—

Magistrates	5,917.75	
Overdue and Lost Books	2,453.94	
		8,371.69

Bus Receipts Tax—

Jitney Tax	19,792.75
------------------	-----------

Franchise Taxes of 1939—

Newark District Teleg. Co.	1,119.02
---------------------------------	----------

Leases and Rentals City Owned—

Property, Miscel. Rents	3,911.00	
Army Base	8,333.33	
		12,244.33

Interest and Costs—

1939 Real Estate Tax	8,097.18	
1939 Personal Tax	348.30	
Real Estate Arrears Taxes	75,606.65	
Real Estate Arrears Assessments	862.94	
Personal Arrears	3,698.59	
Sale Advertising Costs	188.75	
		88,802.41

State and Other Aid—

Gas Tax Refund	5,148.18	
		171,499.89

Miscellaneous Revenue Not Anticipated—

Alms House	4.37	
City Home	103.00	
Convalescent Hospital	1.98	
Police Department	29.91	
Poll Tax	4.00	
Telephone Commissions	61.61	
J. J. Carey—Fine	100.00	
Ordinance Filling Vacation Tichener Street D. P. A.	4.00	

Annual Rports, Dun, Bradstreet, etc	10.00	
City Hospital	28.91	
Board of Health	37.20	
Street Cleaning, D. P. A.	44.76	
Board of Adjustment	5.23	
Marque Fee	10.00	
		444.97

Dedicated Revenue—

Outdoor Poor	610.00	
Printing and Stationery	2,258.76	
Water Rents	226,625.85	
Street Repairs	5,608.40	
Street Cleaning	1,525.18	
House Sewer Connections	1,425.04	
Docks	5,759.89	
Airport	12,263.93	
Motors	4,210.36	
Shadc Tree	88.55	
		260,375.96

Special Items of Revenue

Consent Commissioner Local Government—

Smoke Abatement Bureau Fees	123.00	
Farmers Market Fees	200.00	
Foreclosed Property Rents	50.00	
Board of Adjustment	190.00	
		563.00

Special Items, Leases and Rentals

City Owned Property—

Pee Jay Corp.	416.66	
Federal Parking Co.	113.50	
Market Plaza Lease	6,250.00	
		6,780.16

General Accounts—

200 Washington Street	833.33	
Redemptions	45,357.02	
U. S. Social Hygiene	2,150.00	
School Account	1,623.49	
Emergency Relief Special	862,209.27	
Payroll Refunds City Hospital	18.46	
Payroll Refunds Emergency Relief	5.34	
P. W. A. Grant Doremus Avenue Bridge	4,030.26	
Reserve for Miscellaneous Revenue, 1942		
Casey Jones School	2,000.00	
Celebration of Holiday Funds, Youth Week	35.00	
Total Cash Collected	\$4,345,902.30	
Minus Deposit to Adjust	1.00	
Total Deposited in Banks	\$4,345,901.30	

Vincent J. Murphy
Director of Revenue and Finance.

Mayor Ellenstein: What is the Telephone Company paying on the 1935 assessment?

Commissioner Murphy: It paid on the basis of the resolution that we introduced here.

Mayor Ellenstein: The resolution never passed.

Commissioner Murphy: It was on the basis of \$19,000,000 and interest. It was proposed at \$20,000,000 without interest and it was settled on \$19,000,000 with interest, figuring that the city would get some actual tax dollars by using the interest chargeable on the 1935.

Mayor Ellenstein: What is the present status?

Commissioner Murphy: Just the way it has been.

Mayor Ellenstein: Have you made that settlement with them? Have you made a settlement with the Telephone Company?

Commissioner Murphy: That is a tentative settlement. You could go further, the Commission can go further and appeal.

Mayor Ellenstein: Do I understand your motion is then that the assessment for 1935, 1937, and 1938 against the Telephone Company be sustained, that they be forced to appeal it?

Commissioner Murphy: Not me.

Commissioner Byrne: I made the motion.

Mayor Ellenstein: On the \$21,300,000?

Commissioner Byrne: Yes.

Mayor Ellenstein: On the 1935, 1936, 1937 and 1938, that the matter be referred to the Law Department.

Motion has been made and seconded that the Telephone Company assessment, the original assessment of 1935 which was adjudicated by the County and State Board and by the Supreme Court, and the subsequent assessments of 1936, 1937 and 1938, that the action of the Tax Board be rescinded and the Law Department instructed to take such legal means as to compel the Telephone Company to appeal these assessments.

Commissioner Murphy: The action of the Tax Board and Commissioner Murphy.

Mayor Ellenstein: Is that your motion, Director Byrne?

Commissioner Byrne: Yes.

Mayor Ellenstein: All in favor of the motion will signify by saying aye, contrary no, the clerk will call the roll.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Mayor Ellenstein: Ballot 29. We will proceed with the filing of the vacancy in the City Commission. Any presentations?

Mayor Ellenstein: Director Byrne presents the name of Gerald M. F. McLaughlin. All in favor of Gerald M. F. McLaughlin for the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

The roll being called, Mr. McLaughlin was declared not elected by the following votes:

Yeas: Commissioner Byrne.

Nays: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein Mr. McLaughlin is not elected.

Are there any other presentations? I will present the name of Louis R. Mazzei. All those in favor of Louis R. Mazzei filling the vacancy that exists on the City Commissioner will signify by saying aye; contrary no; the Clerk will call the roll.

Roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei is not elected.

Are there any other presentations? I will present the name again of Carl Abruzzese. All those in favor of Carl Abruzzese filling the vacancy that exists on the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

Roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Commissioner Franklin: I present the name of James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of Mr. Pellecchia for the vacancy in the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

Roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia having received two votes is not elected. Are there any others? I will present the name of Judge Ralph Villani for the vacancy on the City Commission. As many as are in favor of Judge Villani to be selected for the

vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

Roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected. Any other presentation by the Commission? I will present the name of Dr. Ames Filippone for the vacancy in the Newark City Commission. As many as are in favor of him will signify by saying aye, contrary no; the Clerk will call the roll.

Roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Filippone having received but two votes is declared not elected. Are there any other presentations?

I will present the name of Frank Cozzoline, vice-president of the Board of Education. I want to say before putting it to a vote that Director Murphy made the statement about politics and the like—I want to say publicly that I have selected what I consider three outstanding Democrats and two outstanding Republicans; that is not an arbitrary stand in presenting these names. Mr. Cozzoline is a man that has not been associated with either political party, at least, not closely. I think he is one of Newark's fine outstanding citizens.

I submit to the City Commission with the hope of breaking this deadlock the name of Frank Cozzoline for their consideration. All those in favor of Mr. Cozzoline for filling the vacancy that exists in the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

Roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline is declared not elected.

Mayor Ellenstein: Have you presentations for the vacancy of City Commissioner?

Commissioner Murphy: Proceed.

Mayor Ellenstein: Are there any other presentations to be made?

What is the will of the Commission? Do you want to continue the balloting?

I will entertain a motion to adjourn.

Commissioner Murphy: I so move you.

Mayor Ellenstein: Is there a second to the motion?

Hearing none I will present the name of Louis R. Mazzei. All in favor of Mr. Mazzei to fill the vacancy on the Commission will signify by saying aye, contrary no; the Clerk will call the roll.

Roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Com-

missioners Byrne and Murphy voted no.

Mayor Ellenstein: Any other presentations?

Commissioner Murphy: Second the motion.

Mayor Ellenstein: All in favor of the motion to adjourn—Is there a motion to adjourn.

Commissioner Murphy: I moved it.

Mayor Ellenstein: All in favor of the motion to adjourn will signify by saying aye; contrary no; the Clerk will call the roll.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
PEARCE R. FRANKLIN

The Board of Commissioners
of The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N J, August 30, 1939

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Daylight Saving Time.

Present: Commissioners Franklin, Murphy, Mayor Ellenstein; Acting Director Cluesmann.

Absent: Commissioner Byrne.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

The minutes of the previous meeting were read and approved.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to amend an ordinance entitled: "An Ordinance to regulate the construction, repair, alteration and removal of buildings within the City of Newark, New Jersey," adopted July 15, 1924.

The Board of Commissioners of The City of Newark Do Ordain:

1. That Section 227 of an Ordinance entitled "An Ordinance to Regulate the construction, repair, alteration and removal of buildings within the City of Newark, New Jersey," adopted July 15, 1924, be and the same is hereby amended to read as follows:

"Sec. 227—Protection of Iron and Steel.

I. Iron and Steel columns incorporated in the construction of non-fireproof buildings over one story high, and all girders and beams supporting a wall, or part thereof, or a sidewalk shall be entirely encased in fireproof material not less than 2 inches thick. (See Secs. 141 and 142 for Fireproof Buildings).

II. All floor beams and girders in non-fireproof buildings over one story high not fireproofed as specified in paragraph I, shall be protected with 2 inches of solid fireproof material covering both sides of webs between flanges.

III. All general structural iron and steel shall be cleaned of all scale, dirt and rust and be thoroughly coated with one coat of paint before erection, except that cast iron columns shall not be painted until after inspection.

IV. The fireproof material specified in paragraph one, two and three for the protection of iron and steel may be omitted in industrial buildings not more than two stories in height providing the first stories and cellars or basements of such buildings are protected by automatic sprinklers as specified in Section 364, paragraph 7 of this ordinance."

2. That ordinance to take effect immediately upon publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that September 13th, 1939, at 11 A. M., Daylight Saving Time, or as soon

thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of One Hundred Eighty-two Dollars and Fifty Cents (\$182.50) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the overtime payroll of the Cashier's Bureau for the Tax Receiver's Office covering period from August 7th to August 12th, 1939:

Tax Receiver\$182.50

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eight Thousand Two Hundred Fifteen Dollars and Sixteen Cents (\$8,215.16) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Advertising Tax Sale . . . \$	6,548.82
Tax Board	215.93
Assessments Local Improvements	5.10
Auditing and Special Accounting	518.70
Remissions Prior Years	
Taxes granted by State Tax Board	926.61
	<hr/>
	\$ 8,215.16

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Nineteen Dollars and Thirty-seven Cents (\$519.37) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, being the overtime payroll of the Tax Receiver's Office in connection with the 1939 Tax Sale from August 1st to August 10th, 1939:

Tax Sale\$519.37

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Fourteen Dollars and Twenty-nine Cents (\$14.29) be and the same is hereby appropriated to the persons named on the annexed certified list,

being the bills and claims of the Department of Public Safety:

License Division\$14.29

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-seven Thousand Three Hundred One Dollars and Ten Cents (\$43,301.10) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Hospital	\$ 24,947.96
Newark City Hospital	3,875.00
Newark City Hospital (WPA Project 5410-7).....	5,484.92
Newark City Home	7,510.04
Convalescent Hospital	2,707.27
Bureau of Baths	2,110.15
Bureau of Health	44.76
Band Concerts	621.00
	<hr/>
	\$ 47,301.10

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Sixty-two Thousand Five Hundred Three Dollars and Ninety-one Cents (\$462,503.91) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of

the Department of Public Works, as follows:

Emergency Relief
Direct\$462,503.91

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: By the Board of Commissioners of the City of Newark, that the sum of Three Thousand, Two Hundred Sixty-two Dollars and Ninety Cents (\$3,262.90) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending August 23rd and August 26th, 1939, as follows:

Shade Tree	\$ 1,976.90
Public Buildings	1,286.00
	<hr/>
	\$ 3,262.90

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark that the sum of Three Thousand, Four Hundred Two Dollars and Fourteen Cents (\$3,402.14) be and the same is hereby appropriated to the persons named on the annexed certi-

ed list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Director's Office .....	.94
Printing and Stationery—	
Dedicated Revenue	3,192.88
Printing and Stationery—	
Miscellaneous Advertis-	
ing	54.16
WPA Project No. 3-7-5657	46.50
WPA Project No. 1485-7....	34.38
Printing and Stationery....	73.28
	<hr/>
	\$ 3,402.14

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-five Thousand Six Hundred Twenty-two Dollars and Twenty-eight Cents (\$35,622.28) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,

period ending August 23, 1939:

Newark Airport	\$ 2,617.75
Bureau of Motors	2,649.21
Bureau of Streets	2,095.79
Bureau of Sewers	900.93
House Sewer Connections..	476.98
Bureau of Street Cleaning	16,981.65
Street Construction	336.00
Bureau of Docks	716.60
Bureau of Water	8,847.37
	<hr/>
	\$ 35,622.28

M. Ellenstein
Pearce R. Franklin

Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Five Dollars and Forty-one Cents (\$305.41) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$ 81.33
Sewer	10.45
City Planning (WPA Project	
5358-7)	12.43
Director's Office	28.71
Bureau of Docks	7.43
Newark Airport	38.77
City Clerk	93.77
Bureau of Streets	24.72
Bureau of Surveys	5.53
Doremus Avenue Bridge	2.27
	<hr/>
	\$305.41

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Five Hundred Fifty-five Dollars and Twenty-five Cents (\$3,555.25) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA
Project 3531-7)\$ 3,208.88
Street Construction (WPA
Project 3531-7) 346.37
\$ 3,555.25

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Twenty-nine Dollars and Sixty Cents (\$529.60) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Elections\$529.60
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, Mike Barrelli was the owner of the premises at 250 Clifton Avenue, Newark, New Jersey, Block 509, Lot 2, on October 1st, 1937, and was assessed for same by the City of Newark at a valuation of \$6,300.00 for 1938, being \$1,200.00 on Land and \$5,100 on Improvements; and,

WHEREAS, Mike Barrelli is an Honorably Discharged veteran and is

entitled to a total annual exemption of \$500.00 from the assessed valuation of his real estate;

THEREFORE BE IT RESOLVED By the Board of Commissioners of the City of Newark, that the said Mike Barrelli be granted an exemption of \$500.00 from the assessed value of his real estate, 250 Clifton Avenue, Block 509, Lot 2 for the year 1938 and that the Comptroller be and he is hereby authorized to change his records accordingly.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, on application of various airlines for transfer of their Eastern airmail terminal from Newark to New York City, a hearing will be held at Washington, D. C., before the Civil Aeronautics Authority; and,

WHEREAS it is necessary, in the interest of the Newark Airport, that the City of Newark be represented by Counsel at the hearing or hearings to be held in the matter aforesaid, to present the opposition of the City to the transfers requested; and,

WHEREAS, it is necessary that counsel be specially qualified in matters of such nature;

THEREFORE BE IT RESOLVED By the Board of Commissioners of The City of Newark, that it is hereby determined that special counsel shall be employed by the City for the purposes aforesaid, such special counsel to be engaged for and on behalf of

the City by the Mayor and Corporation Counsel, and the person they select and approve shall be such special counsel for the City in the matter aforesaid; and,

BE IT FURTHER RESOLVED, That the sum of Five Thousand Dollars (\$5,000.00) be and the same is hereby appropriated for the purpose of paying counsel fee for said special counsel and to defray the costs and expense of the City's case, charges and fees of experts to testify and other incidental expenses; and the said sum of Five Thousand Dollars (\$5,000.00) be and it is hereby appropriated from the Contingent Fund, Budget appropriation of the year 1939, of the City of Newark; and

BE IT FURTHER RESOLVED, That payment of special counsel and the disbursements for costs and expenses aforesaid shall be paid by the Director of the Department of Revenue and Finance on the certification for payment and approval by the Mayor, as Director of the Department of Public Affairs; and it is hereby further directed that the Director of the Department of Revenue and Finance, from said sum of Five Thousand Dollars (\$5,000.00), upon the requisition and order of the Mayor, shall immediately pay the sum of One Thousand Dollars (\$1,000.00) to such special counsel as is selected and approved as aforesaid, which sum is to be made as part payment on account of the special counsel fee, and the sum of One Thousand Dollars (\$1,000.00) shall be immediately established as a revolving fund for incidental expenses to be paid from time to time upon the requisition of the Mayor and to be accounted for as disbursed.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS: The International Association of Electrical Inspectors will meet at Providence, Rhode Island, during the week of October 1st to October 4th, 1939; and,

WHEREAS: At said meeting matters of importance concerning the National Electrical Code, which Code is the basis of electric wiring installation for the entire country, will be acted upon; and,

WHEREAS: The attendance at said meeting of a representative of the Electrical Bureau of the Department of Public Safety of the City of Newark will insure to the benefit of said City; and,

WHEREAS: In the opinion of the Acting Director of the Department of Public Safety of the City of Newark the Electrical Bureau of the City of Newark should be represented at said meeting, and in accordance therewith Ralph B. Ward, Chief of the Electrical Bureau, of the Department of Public Safety, has been instructed to attend the aforesaid meeting;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the action of the Acting Director of the Department of Public Safety in sending said Ralph B. Ward to the meeting of the International Association of Electrical Inspectors at Providence, Rhode Island, during the week of October 1st and October 4th, 1939, be and the same is hereby concurred in; and,

NOW, THEREFORE, BE IT RESOLVED That the Acting Director of the Department of Public Safety be

and he is hereby authorized to arrange for said Ralph B. Ward to attend the aforesaid meeting at Providence, Rhode Island, and that the expense incurred by said Ralph B. Ward while in attendance at said meeting for transportation, meals and lodging, in an amount not to exceed Sixty-five Dollars (\$65.00), be paid upon same being approved by the proper official of the Department of Public Safety.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, the Director of the Department of Parks and Public Property did solicit by public advertising, bids for the leasing of premises at No. 50 Commerce Street, in the City of Newark, to be used for automobile parking; and,

WHEREAS, he has determined that the highest responsible bidder is one Nick Caputo, of No. 185 Newark Street, at Sixty-five Dollars (\$65.00) per month, or Seven Hundred Eighty Dollars (\$780.00) per annum;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized and directed to enter into a lease with the aforesaid Nick Caputo, for the premises at No. 50 Commerce Street, in the City of Newark, N. J., for a term of three (3) years, at the rental of Sixty-five Dollars (\$65.00) per month, or Seven Hundred Eighty Dollars (\$780.00) per annum, in accordance with the terms of the speci-

fications; said lease to be approved as to form by the Law Department.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

An Application for permit to display fireworks under the auspices of Newark International Baseball Club, Inc., on Friday, September 8th, (alternate date, Saturday, September 9, 1939), at Ruppert Stadium, was received and ordered filed.

Commissioner Franklin offered the following resolutions:

WHEREAS, an application has been made to The City of Newark by Newark International Baseball Club, Inc., for a permit to display fireworks on September 8, 1939, or in the alternate on September 9, 1939, at Ruppert Stadium; and,

WHEREAS, a bond as required by Chapter 51 of the Laws of 1937 has been filed, furnished by the said Newark International Baseball Club, Inc., and New York Fireworks Company, Inc., of 953 Monroe Street, North Bergen, N. J., as principal, and Indemnity Insurance Company of North America, as surety, the form of which has been approved by the Law Department of the City of Newark;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark, that said bond be approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.
ing votes:

WHEREAS, Newark International Baseball Club, Inc., a corporation of the State of New Jersey, has made application for permit for fireworks display at Ruppert Stadium, Wilson Avenue, Newark, N. J., on Friday, September 8, 1939, between the hours of 8:30 P. M. and 9:30 P. M., or in the alternate on Saturday, September 9, 1939, between the hours of 8:30 P. M. and 9:30 P. M., and

WHEREAS, said application has been duly approved by the Chief of Police and the Fire Department of the City of Newark;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark, that permission is hereby granted to Newark International Baseball Club, Inc., a corporation of the State of New Jersey, to conduct the fireworks display as applied for on the posting of a bond in the sum of Five Thousand Dollars (\$5,000.00), as provided by Chapter 51 of the Laws of 1937, said bond to be approved by the Law Department.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, car number MG-426, owned by the City of Newark, in the Department of Public Affairs—Water Department, was in collision with a truck No. X-O 3926 N.J., owned by

the O J Maigne Co., of 356 Pearl Street, New York City, which collision occurred on April 26, 1939, at Mulberry Street and South Edison Place; and,

WHEREAS, the cost of repairs to the city car amounted to the sum of Seventy-three Dollars (\$73.00); and,

WHEREAS, O. J. Maigne Co., through its insurance carrier, Employers Group of Boston, has offered in settlement thereof the sum of Fifty Dollars (\$50.00); and,

WHEREAS, this offer has been made by reason of the fact that there is a question of liability, and a determination might be for or against the City of Newark, under the circumstances it is recommended that the sum of Fifty Dollars (\$50.00) be accepted.

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs (Division of Water) be and he is hereby authorized to accept the said sum of Fifty Dollars (\$50.00) in full settlement of the claim against the O. J. Maigne Co., as aforesaid, and the said Director and the City Clerk are hereby authorized to execute a release in form to be approved by the Law Department.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, That sealed proposals received by the Department of Cen-

tral Purchase on June 30, 1939, for retreading tires, for the Department of Public Affairs, be and the same hereby are rejected, inasmuch as the low bidder indicates an unwillingness to comply with the specifications; therefore be it

FURTHER RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for said retreading of tires.

Bids to be received on such date and at such times as it shall in said advertisement designate.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for one (1) two-ton truck with special body, for the Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, informal bids were had by Director of the Department of Parks and Public Property, to furnish the pipe, valves and nozzles necessary and install in the new drinking

fountain at Hiker Park (Clinton and Belmont Avenues);

1" pipe from curb to pit, with shut off valve,

1" hose connection just under man-hole cover,

$\frac{1}{2}$ " pipe to nozzles,

2 outlets to be connected through bleeders.

All pipe to be of brass. Nickel plated nozzles.

and Edward J. Kern is the lowest responsible bidder, in the amount of Thirty-nine dollars (\$39.00), plus Four dollars (\$4.00) for the installation of water meter to be supplied by the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the said Director of the Department of Parks and Public Property be and he is hereby authorized and directed to contract for the said work and materials with the said Edward J. Kern.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering the following materials; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that

the contracts for furnishing and delivering the following materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

F. BOWDEN COMPANY—
Newark, N. J.

(Public Affairs)

Approx. 2,700 ft. tile pipe purchases to be based on sizes 4" to 24" in diameter incl., for the following discount below standard list price adopted by the Manufacturers, Jan. 12, 1938, 52%.

Approx. 300 Tile Specials (to include all bends, Y branches, stoppers, tees, etc., of the above mentioned sizes for the following discount below standard list price adopted by the Manufacturers, January 12, 1938, 52%.

ARMORED CONCRETE CORPORATION—Newark, N. J.

(Public Affairs)

Approx. 100 Standard Newark man-hole heads and covers, 10" deep, to meet Bureau of Streets Standard Spec. with special reference to Section 493 @ \$20.00 ea.

CHARLES W. KRIEG COMPANY—
Newark, N. J.

(Public Safety)

Approx. 400 storage batteries, Philco, Diamond Grid, Type C. F. 52, for delivery to Fire Alarm Telegraph Division, @ \$3.05 each.

C. G. WINANS COMPANY—
Newark, N. J.

(All departments excepting Revenue & Finance)

Approx. 370 cases Paper Towels, 30 pkgs to case, 125 towels to pkg. standard case lots, @ .061 pkg.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by authority of the Board of Commissioners of the City of Newark, the Director of the Department of Public Works, publicly solicited, received and opened proposals for the furnishing of all labor and materials for the repairs and replacements to the plumbing system at the Municipal Lodging House; and

WHEREAS, David Stick has bid the sum of Nine hundred fifteen dollars (\$915.00), which proposal has been accepted as the lowest responsible bidder;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the proposal of said David Stick be and the same is hereby accepted and the contract awarded to David Stick, at the price aforesaid, and the Law Department is directed to prepare the contract for the said work upon the adoption of this resolution, and the Director of the Department of Public Works and the City Clerk of the City of Newark are hereby authorized and directed to execute the said contract.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that Earl H. Snively, Medical Director of the Newark City Hospital, Department of Public Works be and he is hereby authorized to attend the International and the American Hospital Meetings which will be held in Toronto, Canada, the week beginning September 21st to 27th, 1939, and the expenses incurred by Doctor Snively in attending said meetings are not to exceed the sum of One hundred sixty-five dollars (\$165.00).

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property, has been ill and out of the City by reason thereof; and

WHEREAS, the payrolls of the Department must be certified for the Civil Service Commission; and

WHEREAS, by reason of the said illness of the said Director, it is deemed necessary that the Deputy Director of the Department of Parks and Public Property be vested with the authority to sign the payrolls for the said Department;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that Ernest F. Masini, Deputy Director of the Department of Parks and Public Property, be and he is hereby authorized to sign the payrolls for the said Department during

the absence of the said Director as aforesaid, and the signing thereof by the said Deputy Director is hereby approved and ratified.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED, by the Board of Commissioners of the City of Newark, that the following changes appearing in the payrolls of the Department of Parks and Public Property for the last half of August and the first half of September, 1939, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Josephine Nester, temporarily appointed Telephone Operator, effective September 5th, 1939, at a salary of \$20.00 per week.

ANNUAL VACATIONS, WITH PAY, GRANTED EFFECTIVE ON DATES SHOWN:

PUBLIC BUILDINGS

Patrick Brady, Elevator Operator, two weeks, August 28th, 1939.

Harry Mott, Elevator Operator, two weeks, September 11, 1939.

Helena Shephard, Telephone Operator, one week, September 5th, 1939.

DIRECTOR'S OFFICE

Helen Johnson, Senior Clerk, Stenographer, one week, August 28th, 1939.

Edna M. School, Executive Clerk,
one week, September 5th, 1939.

SMOKE ABATEMENT

Herman A. Davis, Smoke Inspector,
one week, September 5th, 1939.

SHADE TREE

Rocco Andriolla, Laborer, one week,
September 4th, 1939.

George Hankins, Laborer, one week,
September 4th, 1939.

Louis La Boliva, Laborer, one week,
September 11th, 1939.

Elizabeth Matusiak, Attendant, one
week, September 5, 1939.

Sylvester Romano, Laborer, one
week, September 4, 1939.

John Prendergast, Laborer, one
week, September 11, 1939.

Joseph Ressler, Laborer, one
week, September 11, 1939.

Frank . Ward, Laborer, two weeks,
September 11, 1939.

Walter R. MacPherson, Foreman,
two weeks, September 5th, 1939.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

RESOLVED, that the salary of
Meredith Ehrich, Health Nurse, in the
Bureau of Health, Department of
Public Works, be and the same is
hereby adjusted from \$1,520 per an-
num, with full maintenance, to \$1,-

880 per annum, with maintenance, ef-
fective September 1, 1939.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the fol-
lowing resolutions:

RESOLVED, that the compensation
of Mary F. Fox, Clerk in the Depart-
ment of Public Affairs, Director's Of-
fice, be and the same hereby is in-
creased from \$3,300.00 to \$3,600.00
per annum, effective September 1,
1939.

M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, there is a vacancy in
the position of Photostat Operator
and Photographer in the Division of
Water, Department of Public Affairs,
caused by the death of the former in-
cumbent; and

WHEREAS, Edward C. Minthouse,
Assistant Photostat Operator and
Photographer has been fulfilling the
duties of this position since the va-
cancy was created;

NOW THEREFORE BE IT RE-
SOLVED, that Edward C. Minthouse,
be and he hereby is appointed to the
position of Photostat Operator and
Photographer in the Division of Wat-

er, Department of Public Affairs, at a compensation of \$2,400.00 per annum, effective September 1, 1939, effecting a saving of \$1,740.00 per annum.

M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolutions:

RESOLVED, that the salary of Dorothy H. Karp, Senior Clerk in the Police Division, Department of Public Safety, be and the same is hereby increased from \$1,580.00 per annum to \$1,700.00 per annum, payable semi-monthly as other salaries are paid, effective September 1, 1939. This is to correct inequalities that now exist.

Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

RESOLVED, that the salary of Peter C. Walsh, Deputy Court Clerk of the First Criminal Court, Department of Public Safety, be and the same is hereby increased from \$2,750.00 per annum to \$3,000.00 per annum, payable semi-monthly as other salaries are paid, effective September 1, 1939. This is to correct inequalities that now exist, since other Deputy Court Clerks receive \$3,000.00 per annum.

Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

RESOLVED, that the salary of Abraham B. Cohen, Deputy Court Clerk of the First Criminal Court, Department of Public Safety, be and the same is hereby increased from \$2,750.00 per annum to \$3,000.00 per annum, payable semi-monthly as other salaries are paid effective September 1, 1939. This is to correct inequalities which now exist since other Deputy Court Clerks receive \$3,000.00 per annum.

Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Mayor Ellenstein: In accordance with the understanding had among the Commissioners and at the request of Director Byrne, who is ill and unable to attend the meeting today, there will be no balloting for candidates to fill the vacancy in the City Commission.

Director Byrne has also requested that no resolutions be introduced distributing the departments, so it seems of course, that that is the understanding had among the commissioners, and the requests of Director Byrne, of course, should be followed through.

If there be no other business I will entertain a motion to adjourn.

Director Franklin: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN,
VINCENT J. MURPHY,
PEARCE R. FRANKLIN,

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

MINUTES OF MEETINGS OF THE Board of Commissioners

September, 1939

Newark, N. J., September 6, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Daylight Saving Time.

Present: Commissioners Byrne, Murphy, Mayor Ellenstein, Acting Director Cluesmann.

Absent: Commissioner Franklin.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

The minutes of the previous meeting were read and approved.

Commissioner Murphy moved that "An ordinance relating to the business of moving used goods and chattels consisting of either furniture, household goods, pianos, office furniture, store fixtures, etc. and providing for licensing, regulating movers for hire and requiring permits to be obtained before such removal," be laid over to September 20, 1939.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that action on "An ordinance authorizing the issuance of \$1,175,000 Poor Relief Bonds of The City of Newark" be deferred for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Three thousand two hundred three dollars and ninety-five cents (\$3,203.95) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance as follows:

Remissions prior years
taxes granted by State
Tax Board\$ 3,203.95

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Two Hundred Thirty Dollars
(\$230.00) be and the same is hereby
appropriated to the City Treasurer
as per annexed certified list, being the
Overtime Payroll of the Cashier's
Bureau of the Tax Receiver's Office
covering period from August 14th to
August 19th, 1939:

Tax Receiver\$230.00

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Twenty-two thousand, seven hundred
eighty-six dollars and fifty-two cents
(\$22,786.52) be and the same is here-
by appropriated to the City Treas-
urer, as per annexed certified list, be-
ing the semi-monthly payrolls of the
Department of Revenue and Finance
from August 16th to Auguth 31st,
1939, as follows:

Director's Office\$ 1,341.65
Comptroller's Office 2,717.84
Auditor's Office 2,315.83
Treasurer's Office 1,074.24
Receiver of Taxes 3,778.18

Arrears Personal Taxes . . 1,501.98
Board of Assessment and
Revision of Taxes 6,770.19
WPA Tax Revaluation
Project No. 5406-7 208.33
Board of Assessment for
Local Improvements 869.98
First District Court 1,096.66
Second District Court 1,111.64

\$ 22,785.52

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the fol-
lowing resolutions:

RESOLVED: That the sum of
Two Hundred Twenty Thousand, Nine
Hundred Thirty-nine Dollars and Six
Cents (\$220,939.06) be and the same
is hereby appropriated to persons
named on the annexed certified list,
being the semi-monthly payroll of the
Department of Public Safety from
August 16th, to 31st, 1939, inclusive,
as follows:

Director's Office\$ 604.16
License Division 714.57
Building Division 3,137.47
Electrical Division 2,121.48
First Criminal and Family
Courts 1,083.32
Second Criminal Court 610.39
Third Criminal Court 354.16
Night Police Court 312.49
Department of Central
Purchase 1,942.51
Police Division 130,294.27
Fire Division 79,764.24

\$220,939.06

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Sixty Dollars (\$60.00) be and the same is hereby appropriated to the person named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

Municipal Board of Alcoholic Beverage Control\$60.00

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand Four Hundred Thirty-three Dollars and Thirty-two Cents (\$2,433.32), be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Director's Office	\$ 33.01
Board of Adjustment	21.31
Law Department (Reserve for Liabilities)	225.00
Public Outing	60.00
Newark City Hospital	165.00
Band Concerts	800.00
Bus Transportation (WPA Workers)	1,129.00
	<hr/>
	\$ 2,433.32

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Thousand, Six Hundred Ninety-five Dollars and Eighty-eight Cents (\$100,695.88) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the last half of August, 1939:

Director's Office	\$ 1,566.65
City Hospital (Project No. 5410-7)	166.66
Health Department	23,901.89
City Hospital	23,832.31
Convalescent Hospital	1,966.82
Newark City Home	3,399.68
Public Baths	5,442.96
Newark City Alms House..	2,596.68
Ivy Hill Power Plant	3,021.12
Outdoor Poor Department	2,159.98
Law Department	3,844.68
Board of Adjustment	470.00
Administration Emergency Relief	28,326.45
	<hr/>
	\$100,695.88

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Hundred Eighty-three Dollars and Thirty-three Cents (\$683.33) be and the same is hereby appropriated to the City Treasurer, being the monthly payroll of the Department of Public Works, as follows:

United States Social Hy-
giene Fund\$683.33

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, by the Board of Commissioners of the City of Newark, that the sum of Three Thousand, One Hundred Ninety-nine Dollars (\$3,199.00) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending August 30th, 1939, and September 2, 1939, as follows:

Shade Tree	\$ 1,951.00
Public Buildings	1,248.00
	<hr/>
	\$ 3,199.00

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

RESOLVED, by the Board of Commissioners of the City of Newark that the sum of Eleven Thousand, Nine Hundred Forty-four Dollars and Seventy-seven Cents (\$11,944.77) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property

from August 16th, 1939 to August 31st, 1939 as follows:

Director's Office	\$ 1,029.15
Smoke Abatement	204.16
Public Buildings	8,137.17
Public Buildings (City-Owned Property)	228.26
Weights and Measures	481.66
Printing and Stationery	198.55
Shade Tree	1,457.49
WPA Project No. 1485-F....	208.33
	<hr/>
	\$ 11,944.77

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Forty-nine Thousand, Two Hundred Eighty-five Dollars and Twenty Cents (\$49,285.20) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer—
Semi-monthly payroll, period
August 16-August 31, 1939, both incl.

Director's Office	\$ 1,439.57
Newark Airport	1,245.99
Public Lighting	420.00
Bureau of Streets	5,024.07
Sidewalks	216.66
House Sewer Connections	380.82
Bureau of Sewers	1,119.14
Bureau of Street Cleaning..	4,226.33
Bureau of Surveys	3,109.16
Engineering Division	1,129.99
Bureau of Motors	1,927.63
Bureau of Water	19,224.88

Haynes Avenue Bridge	
Construction—WPA	445.83
Haynes Avenue Bridge	
Construction—General ..	200.00
Bureau of Docks	1,095.00
Newark Labor Relations	
Board	390.00
Sewer Construction	774.57
Airport Construction	1,515.00
Swimming Pool Projects ..	708.33
City Clerk	3,213.23
Elections	470.00
	<hr/>
	\$ 49,285.20

M. Ellenstein
 Vincent J. Murphy
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
 Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-five Thousand One Hundred Forty-five Dollars and Forty-two Cents (\$35,145.42) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer, weekly payroll,
 period ending August 30, 1939.

Newark Airport	\$ 2,575.05
Bureau of Motors	2,590.26
Bureau of Streets	1,983.48
Bureau of Sewers	874.60
House Sewer Connections..	392.73
Bureau of Street Cleaning	16,980.65
Street Construction	234.33
Bureau of Docks	726.00
Bureau of Water	8,788.32
	<hr/>
	\$ 35,145.42

M. Ellenstein
 Vincent J. Murphy
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
 Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Hundred Fourteen Dollars and Forty-six Cents (\$614.46) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Clerk	\$ 63.00
Newark World Fair Commis-	
sion (Contingent)	134.80
City Planning (WPA Project	
5538-7)	416.66
	<hr/>
	\$614.46

M. Ellenstein
 Vincent J. Murphy
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
 Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Forty-eight Dollars and Sixty-one Cents (\$448.61) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Motors	\$ 37.00
Street Cleaning	5.00
Streets	6.50
Newark Airport	41.14
Bureau of Docks	5.25
Newark Industrial Commission	
Street Construction (WPA	
Project No. 3531)	8.00

City Planning (WPA Project No. 5358-7)	26.80
Toy Mending (WPA Project No. 5618-7)	36.84
Water	273.08
	<hr/>
	\$448.61

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty Thousand Seven Hundred Eighty-one Dollars and eighty-six Cents (\$30,781.86) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Street Construction (WPA
Project No. 3531-7)\$ 30,781.86

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand, One Hundred Eight Dollars (\$2,108.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Elections\$2,108.00

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Sixteen Thousand One Hundred Five Dollars and Sixty-five Cents (\$16,105.65) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Street Construction (W P A Project No. 3531-7)	\$ 4,598.81
Street Construction (W P A Project No. 3531-7)	11,506.84
	<hr/>
	\$ 16,105.65

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

RESOLVED, that the following bond be and the same is hereby approved as to sufficiency:

KEEPER OF JUNK SHOP

Herman Brenner (Newark Compressed Steel Corp.), 40 Manufacturers Place.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, the City of Newark acquired a certain tax sale certificate, which certificate is numbered 21682 covering land and premises known designated as numbers 51 to 55 Prospect Street, Newark, New Jersey, also known as Block 185, Lots 1 and 85, on the Assessment Maps of the City of Newark; and

WHEREAS, it is deemed advantageous to the City of Newark to dispose of said tax sale certificate by private sale to Marshall G. Freeman; and

WHEREAS, it is desired that the Director of the Department of Revenue and Finance be authorized to prepare for and negotiate the sale of such tax sale certificate;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Revenue and Finance be and he is hereby authorized to prepare for and enter into negotiation with the said Marshall G. Freeman for the sale of said tax sale certificate owned by the City of Newark, and subject to the requirements and in accordance with the provisions of Title 54, Chapter 5, Sections 113 and 114, Revised Statutes of New Jersey, 1937. And nothing contained herein shall be deemed to authorize or direct the assignment of any such certificate or certificates until the aforesaid statutory law is complied with in manner herein provided. The aforesaid Director and City Clerk to execute the assignment.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

BE IT RESOLVED by the Board of Commissioners of the City of Newark, that the Mayor, as Director of the Department of Public Affairs, and the City Clerk, be and they are hereby authorized to execute a Lease between the City of Newark and Jersey Marine Airways, Inc., covering premises situate at Port of Newark, containing 1.4 acres; more or less; said lease to be on a month to month basis, with agreed upon rental of \$100 per month, with a 30-day removal clause, and such other covenants and provisions as the Director of the Department of Public Affairs may require.

M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Mayor Ellenstein.

Commissioner Murphy not voting.

RESOLVED, by the Board of Commissioners of the City of Newark, New Jersey, that a certain lease by and between Real Estate Management, Inc., Agents for Coleman House, Inc., of the first part, and the City of Newark, a municipal corporation of the State of New Jersey, of the second part, leasing to the said party of the second part District Office of the Department of Public Welfare (Emergency Relief), commonly

known as "first floor store, second floor loft" situated at 99 Central avenue in the City of Newark, New Jersey, for a period of one (1) year, beginning August 1, 1939, and expiring July 31, 1940, at the annual rental of Two Thousand Four Hundred Dollars (\$2,400.00) per annum, and upon the terms and conditions more particularly set forth in said lease, be and the same is hereby ratified and affirmed, and the Director of the Department of Public Works and the City Clerk of the said City are hereby authorized and directed to execute such lease on behalf of said city, on the adoption of this resolution.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioner Murphy,
Mayor Ellenstein.

Commissioner Byrne not voting.

RESOLVED, by the Board of Commissioners of the City of Newark, New Jersey, that a certain lease by and between Irma S. Jaburg, of the first part, and the City of Newark, a municipal corporation of the State of New Jersey, of the second part, leasing to the said party of the second part certain buildings used by the W. P. A. Sewing Project and located at 416-426 Central Avenue, in the City of Newark, New Jersey, for a period of one (1) year, beginning July 1, 1939, and expiring June 30, 1940, at the annual rental of Four Thousand Five Hundred Dollars (\$4,500.00), and upon the terms and conditions more particularly set forth in said lease, be and the same is hereby ratified and affirmed, and the Director of the Department of Public Works and the City Clerk of the said City are hereby authorized and directed to execute such lease on behalf of said

city, on the adoption of this resolution.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne,
Murphy, Mayor Ellenstein.

RESOLVED, That the Director of the Department of Public Affairs be, and he is hereby authorized and directed to advertise for the Construction of a Radio Operator's Counter in the Control Tower of the Administration Building at Newark Airport.

Bids to be received at the office of the said Director at such time on such date as he shall in said advertisement designate.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne,
Murphy, Mayor Ellenstein.

RESOLVED, That sealed proposals received by the Department of Central Purchase on September 4, 1939, for furnishing and delivering Hot Grade J Broken Stone Aggregate, for the Department of Public Affairs be and the same hereby is rejected, inasmuch as only one (1) bid was received and it is felt that more advantageous prices may be obtained by re-advertising for said bids, therefore be it

FURTHER RESOLVED that the Department of Central Purchase be and it hereby is authorized and direct-

ed to advertise for sealed proposals for Broken Stone.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n c,
Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering the following materials, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark be and the same hereby are awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

ARMORED CONCRETE CORPORATION—Newark, N. J.

(Public Affairs)

Approx. 1,000 lin. ft. Radial Metal Curb 8" deep (Section 456) delivery to various streets as directed @ \$1.20 foot.

STANDARD OIL COMPANY OF
NEW JERSEY—Newark, N. J.

(Public Affairs)

Approx. 100 tons Asphalt Cement Mineral Joint Filler (Section 441) delivery in drums to Asphalt Plant @ \$20.90 ton.

S. H. GROSSMAN, INC.—
Newark, N. J.

(Parks and Public Property)

One (1) or more 1940 Plymouth de Luxe Business Coupes, black with auxiliary gas tank in rear deck for testing purposes for\$789.90

Allowance: 1935 Ford Coupe,
Engine No. 1988767 237.00
\$552.90

HAGIN & KOPLIN, INC.
Newark, N. J.

(Public Works)

One (1) 1939 Ford 4-door Sedan, black, complete with red blinker light and siren on roof, also both front doors to bear insignia of City of Newark, \$881.00.

Allowances: One 1930 Studebaker Sedan, Serial No. 147551, \$30.00.

One Harley-Davidson Motorcycle, 1934, VD 3545, \$55.00.

One (1) Harley Davidson Motorcycle '34 VD 8323, \$30.00.

BURROUGHS ADDING MACHINE COMPANY—Newark, N. J.

(Public Affairs)

One (1) New Burroughs Public Utility Billing and Bookkeeping Machine, Style 2-1706, as per specifications, \$1,417.50.

Two (2) Burroughs No. 12 Correct Posture Chairs for use with billing machines for \$37.50.

Allowances: Burroughs Serials Number 2-1078772, \$20.00.

Burroughs Serial Number 2-1078774, \$20.00.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the first half of September, 1939, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Matthew O'Brien, temporary Watchman, services terminated, effective September 1st, 1939.

Walter Dickerman, temporary Watchman, services terminated, effective September 1st, 1939.

John J. Keenan, temporary Fireman, terminated his services, effective September 1st, 1939.

Michael Schill, Fireman, terminated his leave of absence, effective September 1st, 1939.

John J. Black, Cleaner, leave of absence, without pay, extended for one month, effective September 3rd, 1939, as per his request.

SHADE TREE

Alfonse Gialanella, temporarily appointed Plasterer-Mason for a period of three days, August 18th, 21st and 22nd, 1939, at \$14.50 per day.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, the relief problem is a serious matter as concerns the taxpayers of The City of Newark, and particularly so because the giving of relief by the municipality has been dependent on the contributions promised by the State Legislature; and

WHEREAS, the Legislature should make definite provisions for the payments of contributions due and to become due, so that the constant worry of those giving and those receiving may be eliminated by a planned method with adequate provisions for funds to defray the costs thereof;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that we petition, and do hereby petition His Excellency, The Governor of the State of New Jersey, the Honorable members of our State Legislature and the officials with duties in relation to the Relief of the unemployed and needy persons, to immediately provide funds for the contribution for relief due and to become due to The City of Newark and other municipalities; and we appeal to His Excellency, Governor Moore, considerate of the seriousness of the relief problem, and the immediate requirements of the municipalities in

the matter of funds promised under the plan for state contributions, to consider, with due regard thereto, the calling of a Special Session of the State Legislature for the specific purpose of making available funds for relief contribution to the municipalities.

The City Clerk is hereby directed to forward copies to the Governor and Members of the State Legislature.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

WHEREAS, Gaetana Rispoli of 187 South Street, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark on July 27th, 1939, for a Plenary Retail Consumption License, and did deposit the sum of Four hundred sixty-four dollars and forty-three cents (\$464.43) with the Clerk of said Board at the time of filing of said application; and

WHEREAS, on August 18th, 1939, the Municipal Board of Alcoholic Beverage Control did grant License C-1022 to the said Gaetana Rispoli; and

WHEREAS, the said Gaetana Rispoli is now entitled to a refund of Thirty dollars and fourteen cents (\$30.14);

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the said sum of Thirty dollars and fourteen cents (\$30.14) be and the same is hereby ordered paid to the said Gaetana Rispoli; and the Director of the Department of Revenue and Finance be and

he is hereby authorized and directed to return to the said Gaetana Rispoli the sum of Thirty dollars and fourteen cents (\$30.14), for the reason hereinbefore set forth.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

WHEREAS, Piping Rock, Inc., of 44 Commerce Street, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark on July 27th, 1939, for a Plenary Retail Consumption License, and did deposit the sum of Four hundred sixty-four dollars and forty-three cents (\$464.43) with the Clerk of said Board at the time of the filing of the said application; and

WHEREAS, on August 11, 1939, the Municipal Board of Alcoholic Beverage Control did grant License No. C-1021 to the said Piping Rock, Inc.; and

WHEREAS, the said Piping Rock, Inc., is now entitled to a refund of Twenty dollars and fifty-five cents (\$20.55);

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the said sum of twenty dollars and fifty-five cents (\$20.55) be and the same is hereby ordered paid to the said Piping Rock, Inc., and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Piping Rock, Inc., the sum of twenty dollars and fifty-five cents (\$20.55) for the reason hereinbefore set forth.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

WHEREAS, arrangements are in the making for a City-wide celebration of Hallowe'en, under the auspices of the Civics Club Council; and

WHEREAS, it is deemed proper for the City Government to give expression to its approval thereof;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that approval be and it is hereby given the proposed public celebration of Hallowe'en under the auspices of the Civics Clubs Council, and the Mayor is hereby authorized and requested to issue a proclamation calling upon our people, and upon business, commerce, industry and all organized groups to cooperate in making the celebration successful.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

WHEREAS, the New Jersey Bell Telephone Company is reorganizing its facilities in and to the vicinity of the Pequannock Watershed property, and desires to lease a plot of land near the intersection of the Paterson-Hamburg Turnpike and the Green Pound Road in Jefferson Township, Morris County, for the construction of a building and facilities for a manual exchange;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the City of Newark lease to the New Jersey Bell Telephone Company a parcel of land approximately 50x75 feet (located in Newfoundland), in the Pequannock Watershed, and particularly described on maps filed in the Division of Water, Department of Public Affairs, for a period of ten years commencing September 1, 1939, and ending September 1, 1949, with the option of renewing for a period of ten years, at the annual rental of Forty dollars (\$40.) for each year of said term and the renewal period. It being understood and agreed that the building and facilities constructed on the plot will be used solely for telephone purposes, and all buildings and facilities erected or placed thereon shall be subject to the approval of the Director of the Department of Public Affairs; that the tenant will pay all taxes assessed against the improvements made; and that the tenant will fence and landscape the premises, to the satisfaction of said Director, and maintain the same in an orderly manner; that the tenant shall provide for liability insurance to protect the City of Newark, and shall pay all premiums for the said insurance and in the amount of insurance form of policy to be approved by the City, and subject to all other covenants that the Director of the Department of Public Affairs may require; and

BE IT FURTHER RESOLVED, that the Director of the Department of Public Affairs and the City Clerk be and they hereby are authorized to execute the lease accordingly in form and substance to be approved by the Law Department.

M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas. Commissioners B y r n e,
Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, an action was commenced by and on behalf of Skouras Theatres Corporation, (a corporation), in the New Jersey Supreme Court, in which it was ordered that the judgment of the State Board of Tax Appeals be set aside and reversed, and among other things, it was ordered in said action that the Prosecutor recover its costs in said proceeding, to be taxed by the Clerk; and

WHEREAS, the costs due to the Prosecutor in said action have been assessed by the Supreme Court Clerk at the sum of \$315.50; and

WHEREAS, payment of said costs has been recommended by the Law Department;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the sum of \$315.50, representing taxed costs in the suit of Skouras Theatres Corporation, Prosecutor v. State Board of Tax Appeals and the City of Newark, Respondents, as set forth in attached affidavit of proof, be and the same is hereby ordered paid to Skouras Corporation, in full satisfaction thereof; and the Director of the Department of Revenue and Finance is hereby authorized to make payment to order of Skouras Theatres Corporation and Atwood C. Wolf, Attorney, upon receipt of proper legal instruments, approved as to form by the Law Department.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

RESOLVED, that Allan Weisenfeld whose name has been certified by the Civil Service Commission as eligible be, and he hereby is, appointed to the position of Assistant to the Director, Newark Labor Relations Board, in the Department of Public Affairs, at a compensation of \$2,400 per annum, effective as of September 16th, 1939.

M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Mayor Ellenstein.

Commissioner Murphy not voting.
Mayor Ellenstein: In view of the fact that Director Franklin is ill in bed, and by arrangement the City Commission has, there will be no voting on the commissioner or nominee to fill the vacancy existing in the City Commission.

There being no further business a motion to adjourn is in order.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN,
VINCENT J. MURPHY,
JOS. M. BYRNE, JR.

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., September 13, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Daylight Saving Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

The minutes of the previous meeting were read and approved.

Commissioner Franklin moved that An Ordinance to amend an ordinance entitled "An ordinance to regulate the construction, repair, alteration and removal of buildings within the City of Newark, New Jersey, adopted July 15, 1924," be laid over for two weeks.

Commissioner Byrne: I second the motion.

Mayor Ellenstein: Is there any person interested in this ordinance? There has been a motion made and seconded that action on this ordinance be deferred for two weeks.

Mr. T. A. Mulvaney (representing Pyrene Manufacturing Company): I represent the Pyrene Manufacturing Company. We are erecting on Empire Street and Meeker Avenue a building. Mr. Gulbranson of Wigton and Abbott is the construction engineer. He can tell you more about it than I can.

Mayor Ellenstein: Well, there has been a motion made by Director Murphy, seconded by Director Byrne, that action on this ordinance be deferred

for two weeks. I was just wondering whether that would meet with your approval or not.

Mr. Mulvaney: It will not.

Commissioner Murphy: Are you in favor or opposed?

Mayor Ellenstein: As I understand, you are opposed—

Mr. Mulvaney: We are opposed to the present code.

Mayor Ellenstein: I am speaking of the adjournment. Are you opposed to the adjournment for two weeks?

Mr. Gulbranson: Yes, because we will probably be at that point where it would be to our advantage to install fireproofing if this code did not pass.

Mayor Ellenstein: That would prejudice you in your construction?

Mr. Gulbranson: That is right.

Mayor Ellenstein: This building is in the course of construction?

Mr. Gulbranson: This building is now in the course of construction.

Mayor Ellenstein: Will one week do that?

Mr. Gulbranson: No, one week will not do that.

Commissioner Murphy: We will change it to one week. I will withdraw my motion and move that action be deferred one week.

Commissioner Byrne: I second the motion.

Mayor Ellenstein: Then you have

no objection that action on this ordinance be deferred one week, and that won't prejudice you in any way?

Mr. Gulbranson: That is right. Thank you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance authorizing the issuance of \$1,175,000 Poor Relief Bonds of The City of Newark, and stated that today was the time fixed for hearing on the same.

The City Clerk then read the ordinance at length.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

Commissioner Murphy: I would like to state, Mr. Mayor, that this ordinance is in line with the action of the Legislature to give the City the right to pay the 1938 relief obligations, so that on the immediate adoption of this ordinance we will be able to pay the grocers and landlords the balance of what is owed for 1938. There is an amendment.

No one appearing, Commissioner Murphy moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections.

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Commissioner Murphy presented the following amendment and moved its adoption:

Add to the end of section 3 the following words, "and shall be dated October 1, 1939."

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

The City Clerk then read the ordinance as amended at length as follows:

An Ordinance authorizing the issuance of \$1,175,000 Poor Relief Bonds of The City of Newark.

The Board of Commissioners of the City of Newark, do ordain as follows:

Section 1. The Board of Commissioners has ascertained and hereby determines that it is necessary that the City of Newark raise the sum of \$1,175,000 for the relief of the poor—including direct relief, expense of administration, and the cost of the issuance of the bonds hereinafter described.

Section 2. For the purpose of raising said sum, there shall be issued pursuant to Chapter 332 of the Laws of 1939 of New Jersey of The City of Newark of the aggregate principal amount of \$1,175,000 to be designated "Poor Relief Bonds of 1939".

Section 3. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum, payable semi-annually and shall be dated October 1, 1939.

Section 4. Said bonds shall be payable on the 15th day of January, 1940.

Section 5. Said bonds shall be general obligations of said City and a tax sufficient in amount to pay the principal of and interest on said bonds shall be levied and collected by said City in the year in which the same shall become due and payable. Each of said bonds shall contain a recital that it is issued pursuant to said Act in the manner or mode of procedure prescribed by the Local Bond Law of New Jersey.

Section 6. This ordinance shall take effect at the time and in the manner provided by law.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance as amended?

(No response).

Commissioner Murphy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the title of "An Ordinance authorizing the issuance of \$1,175,000 Poor Relief Bonds of The City of Newark," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance authorizing the issuance of \$1,175,000 Poor Relief Bonds of The City of Newark.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Ten Thousand Two Hundred eighty-five Dollars (\$10,285.00) be and the

same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance as follows:

Director's Office	\$ 121.98
Comptroller's Office	43.03
Auditor's Office	226.92
Treasurer's Office	93.69
Tax Board	378.25
Tax Receiver	378.77
Assessments Local Improvements	21.55
District Courts	28.00
Reserve for Liabilities (tax revaluation)	75.67
Reserve for Liabilities (WPA Lawyers Project)	107.76
Advertising tax sale	1.50
Cost of bond issues	38.50
Special Items of General Revenue (foreclosed properties — rents)	50.00
Reserve for Overpayment —Comptroller's Office....	2,733.30
Reserve for overpayment —Tax Receiver's Office..	5,986.08
Refunded to taxpayers for adjustment 1939 taxes paid on properties purchased by the Newark Housing Authority	\$ 10,285.00

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-one thousand, eight hundred seventeen dollars and ninety-four cents (\$31,817.94) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Police Division	\$ 18,876.94
Police Division (WPA)	1,152.50
Fire Division	9,939.91
Fire Division (WPA)	1,416.59
Building Division	38.47
Electrical Bureau	171.95
Director's Office	15.00
Municipal Board of Alcoholic Beverage Control..	8.19
Department of Central Purchase	179.39
	<hr/>
	\$ 31,817.94

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Four hundred seventy-seven thousand seven hundred ninety-eight dollars and seventy-two cents (\$477,798.72) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—	
Director	\$477,798.72

Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of

Eleven thousand one hundred sixty-seven dollars and fifty-nine cents (\$11,167.59) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Bureau of Health	\$ 6,186.08
Bureau of Baths	1,864.00
Ivy Hill Power Plant	920.68
Ivy Hill Power Plant	1,747.96
Director's Office	87.40
Board of Adjustment	87.92
Court Costs	157.00
Law Department	18.05
Newark City Home	98.50
	<hr/>
	\$ 11,167.59

Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark that the sum of Three thousand dollars and forty-four cents (\$3,000.44) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending September 6th and September 9th, 1939, as follows:

Shade Tree	\$1,766.44
Public Buildings	1,234.00
	<hr/>
	\$3,000.44

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Three thousand, seven hundred seventy-seven dollars and sixty-four cents (\$3,777.64) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Street Construction (WPA project No. 3531-7)	\$ 3,120.51
Sewer Construction (WPA project No. 6131-7)	180.00
Sewer Construction (WPA project No. 4813-7)	70.00
Sewer Construction (WPA project No. 4813-7)	236.25
Street Construction (WPA Project No. 3531-7)	103.04
Swimming Pool Construction (WPA Project, No. 6069) (Boylan Street)....	2.84
National Youth Administration (WPA Project No. 19-3 EN 42)	50.00
Swimming Pool Construction (Hayes Park East) (WPA Project No. 6069)	15.00
	<hr/>
	\$ 3,777.64

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of

Twenty-one thousand eight hundred sixty-two dollars and twenty-nine cents (\$21,862.29) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Doremus Avenue Bridge	
(General)	\$ 12,217.21
Newark Labor Relations	
Board	37.98
Streets	12.59
Elections	6,326.70
Surveys	10.66
City Clerk's Office	506.15
Docks	104.34
Newark Airport	45.46
Street Cleaning	103.20
Contingent Fund	2,500.00
	<hr/>
	\$ 21,862.29

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-one dollars (\$51.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water	\$51.00
-------------	---------

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two thousand, six hundred ninety-two dollars and three cents (\$2,692.03) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Street Construction (WPA	
Project No. 3531-7)	\$ 2,692.03

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-four thousand four hundred thirteen dollars and thirteen cents (\$34,413.13) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

**City Treasurer weekly payroll,
period ending September 6, 1939.**

Newark Airport	\$ 2,452.80
Bureau of Motors	2,593.54
Bureau of Streets	1,674.71
Bureau of Sewers	876.57
House Sewer Connections..	263.98
Bureau of Street Cleaning	16,946.13
Street Construction	298.88
Bureau of Docks	726.00
Bureau of Water	8,580.52
	<hr/>
	\$ 34,413.13

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seventeen thousand, five hundred and forty dollars (\$17,540.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Street Construction (WPA
Project No. 3531-7)\$17,540.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twelve thousand, four hundred ten dollars and eighty-four cents (\$12,410.84) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Swimming Pool Construction (Boylan Street) W
PA Project No. 6069\$ 1,710.92
Swimming Pool Construction (Clifton Avenue) W
PA Project No. 6069 1,410.90
Swimming Pool Construction (Hayes Park East)
WPA Project No. 1083.. 3,517.34
Swimming Pool Construction (Hayes Park West)
WPA Project No. 6069.. 2,573.42

Swimming Pool Construction (Hayes Park East)
WPA Project No. 6069.... 64.38
Swimming Pool Construction (Hayes Park East)
WPA Project No. 6069.. 510.00
Swimming Pool Construction (Hayes Park West)
WPA Project No. 6069.. 1,291.03
Swimming Pool Construction (Boylan Street WP
A Project No. 6069 268.60
Swimming Pool Construction (Clifton Avenue) W
PA Project No. 6069 1,064.20
\$ 12,410.84

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

Commissioner Murphy offered the following resolution:

WHEREAS, the premises situate at No. 395 Schley Street, Block 3738A, Lot 7, has been heretofore assessed as one parcel of land; and

WHEREAS, there is outstanding thereon the following liens, to wit:

1939 Tax\$ 45.50
1938 Tax 46.10
1937 Tax 36.90
1936 Tax 38.10
1935 Tax 33.60
1934 Tax 36.50
1933 Tax 32.80
1932 Tax 38.00
1931 Tax 39.80
1930 Tax 39.40
Interest and Cost 127.39
House Sewer Connection.. 51.00
Water Service Connection 54.01
Paving 226.80; and

WHEREAS, Irvington Union Dev. Corp. has made application for the apportionment of said outstanding liens in accordance with the apportionment application on file in the office of the Director of the Department of Revenue and Finance;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Revenue and Finance be and he is hereby authorized to make apportionment of the liens aforesaid on the above described property, as requested in application, all in manner provided and required by law, subject to approval of the Law Department as to form and procedure.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, Merritt Lane (now deceased) counsellor at law, was retained by the City of Newark to represent it before the State House Commission in the matter of a claim of the State Highway Commission for Two million three hundred thousand dollars (\$2,300,000) against the City; and

WHEREAS, on July 26, 1939, at a meeting of the Board it was recommended by Commissioner Byrne that the sum of Five thousand dollars (\$5,000.00) be paid for the services of Mr. Lane, as counsel aforesaid, and in full satisfaction for legal services and expenses and costs incurred by him; and

WHEREAS, the aforesaid Merritt Lane is now deceased, the said money shall be paid to the Estate of Merritt Lane, deceased;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the sum of Five thousand dollars (\$5,000) be and the same is hereby ordered paid to the Estate of Merritt Lane, in full payment and satisfaction of counsel fee and expenses or costs due Merritt Lane, deceased, in the matter aforesaid, and upon delivery of warrant in payment a release to be executed and delivered by the personal representative of his estate, in form and substance approved by the Law Department.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, Joseph and Mary Lardieri, of 248 Orange Street, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark on July 29, 1939, for a Plenary Retail Consumption License, and did deposit with the Clerk of said Board the sum of Four hundred and sixty-one dollars and sixty-nine cents (\$461.69) at the time of the filing of said application; and

WHEREAS, on August 31, 1939, the Municipal Board of Alcoholic Beverage Control of the City of Newark did grant License No. C-1025 for the period of 1939-1949 to the said Joseph and Mary Lardieri; and

WHEREAS, the said Joseph and

Mary Lardieri are now entitled to a refund of Forty-six dollars and fifty-eight cents (\$46.58);

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, the said sum of \$46.58 be and the same is hereby ordered paid to the said Joseph and Mary Lardieri, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return the reason hereinbefore set forth.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Julius Citron, of 595 Board Street, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark on July 29, 1939, for a Plenary Retail Distribution License, and did deposit the sum of Four hundred sixty-one dollars and sixty-nine cents (\$461.69) with the Clerk of said Board at the time of filing said application; and

WHEREAS, On August 31, 1939, the Municipal Board of Alcoholic Beverage Control did grant License No. D-186 for the period of 1939-1940 to the said Julius Citron; and

WHEREAS, the said Julius Citron is now entitled to a refund of forty-six dollars and fifty-eight cents (\$46.58);

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the said sum of Forty-six dollars and fifty-eight cents (\$46.58) be and the same is hereby

ordered paid to the said Julius Citron, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Julius Citron, the sum of forty-six dollars and fifty-eight cents (\$46.58) for the reason hereinbefore set forth.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering groceries and dairy products, leather and findings and addressograph machine and equipment for the Department of Public Works, also wire and Latex cable for the Department of Public Safety.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering hospital equipment for the Department of Public Works.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, that the Director of the Department of Public Works be and he is hereby authorized and directed to advertise for sealed proposals covering the rewinding of six shunt Field Coils for Sprague, 100 KW 115-236 V, D. C. Generator, Serial No. 212015, at the Newark City Alms House, Ivy Hill, Department of Public Works.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, the Director of the Department of Parks and Public Property has procured a price of Fifty dollars, (\$50.00) from B. T. Renshaw to decorate City Hall, September 22nd and September 23rd, 1939, for Hibernians Convention;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the contract with the aforesaid B. T. Renshaw for above-mentioned work at price stated is hereby authorized and approved.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, by the Board of Commissioners of the City of Newark, that the following changes appearing in the payrolls of the Department of Parks and Public Property for the first and last half of September, 1939, and the weekly payrolls as herein after set forth, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Josephine Nester, temporary Telephone Operator, services terminated effective September 12, 1939.

Mary Chisa, Cleaner, died on September 9th, 1939.

PRINTING AND STATIONERY

Henry Green, temporarily appointed Utilityman, effective September 6th, 1939, for two weeks only, at a salary of \$1,200.00 per annum.

ANNUAL VACATIONS, WITH PAY, GRANTED EFFECTIVE ON DATES SHOWN:

PUBLIC BUILDINGS

Daniel Peters, Elevator Operator, one week, September 18, 1939.

Harry Mott, Elevator Operator, 2 weeks, September 20, 1939.

SHADE TREE

Cornelius J. Cronin, Foreman, one week, September 11, 1939.

Andrew J. Sweeney, Foreman, two weeks, September 21, 1939.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, that Charles V. Craster, Health Officer of the Bureau of Health, Department of Public Works, be and he is hereby authorized to attend the Annual Meeting of the American Public Health Association which is to be held at Pittsburg, Pennsylvania, from October 16th to 19th, 1939, and the expenses incurred by Doctor Craster in attending this Annual Meeting are not to exceed the sum of Seventy-five dollars (\$75.00).

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, the 28th National

Safety Congress and Exposition of National Safety Council is to be held in Atlantic City, New Jersey, October 16th to October 20th inclusive; and

WHEREAS, Matthew J. Bolger, Inspector of Police, Police Division, Department of Public Safety, has been studying traffic regulations and control for the City of Newark; and

WHEREAS, it is the opinion of the Board of Commissioners that the participation of said Inspector Matthew J. Bolger at said Congress would inure to the benefit of not only the Department of Public Safety, but also the citizens of the City of Newark, because of the exchange of ideas and views in regard to traffic control, regulation and accident prevention methods used throughout the United States;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that said Matthew J. Bolger be and he is hereby authorized to attend the 28th National Safety Congress in Atlantic City, from October 16th to October 20th, 1939, inclusive, and that said Matthew J. Bolger be paid the expenses incurred by him because of his attendance at said Congress in an amount not exceeding Seventy-five dollars (\$75.00).

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, His Excellency, Governor Moore, has signed Assembly Bill No. 147, being now Chapter 274, P. L. 1939, giving blind persons using white canes the right of way at highway crossings; and

WHEREAS, the Newark Lions Club desires to present white canes to the blind persons, in commemoration of the passing of this bill;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the week commencing September 25th, 1939, be and the same is hereby designated as "White Cane Week" for the Blind; and

BE IT FURTHER RESOLVED, that Wednesday, September 27th, 1939, at 2 P. M., at the City Hall steps be and the same is hereby designated as the time and place for the presentation of the said White Canes to the Blind, by the Newark Lion Club.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., September 8, 1939.

The Board of Commissioners of
The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928, (40; 55-39 Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

439-445 High Street; Battery Park Co.; renewal of permit for stationary gasoline pump in automobile parking station; such use to be limited to the period of one year ending June 26, 1940;

243 Thirteenth Avenue; Peter Provenzano; in a 2nd business district the use of two portable gasoline tanks, such use to be limited to the period of one year;

296-300 West Market Street; John Grassano; in a 2nd business district the construction and operation of a gasoline station including lubritorium; same to be constructed and operated in conformity with the rules of this Board; such use to be limited to the period of eight years;

*23-29 Essex Street; Rayner Auto Service; renewal of permit for automobile parking station; such use to be limited to the period of one year ending August 26, 1940;

*10-12 West Park Street; Rayner Auto Service; renewal of permit for automobile parking station; same to be operated in conjunction with the automobile parking station on premises 14-20 West Park Street and to be limited to the period ending July 22, 1941;

*55-57 Commercial Street; Frank Crystal; renewal of permit for automobile parking station; such use to be limited to the period ending January 25, 1941;

*247 Central Avenue; Ed Morgenstern; renewal of permit for automobile sales station; such use to be limited to the period of one year ending August 22, 1940;

264 Central Ave.; Frank Pagano, owner; in a 1st industrial district the construction of an addition to present garage;

*362-366 Plane Street; Nathan Meyers; renewal of permit for one stationary gasoline pump in present automobile parking station; such use to be limited to the period of two years ending August 22nd, 1941;

*261-265 Washington Street; Safety Parking Corp.; renewal of permit for automobile parking station; such use to be limited to the period of one year ending September 11, 1940;

*299 Washington Street; Alfred J. Lippman; renewal of permit for automobile parking station; such use to be limited to the period of one year ending September 26, 1940.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin,
Secretary.

(These matters to be heard by the Board of Commissioners at its meeting of September 13, 1939.)

Received, copy to be sent to each commissioner and further action postponed to September 20, 1939.

The City Clerk: We have several matters for hearing, the date to be set one week from today. Seven of them are renewals and can be disposed of at this time under a suspension of the rules.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in these seven cases.

Commissioner Murphy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Raynor Auto Service (Weequahic Building and Loan Association, owner); for the renewal of permit for automobile parking station; premises 23-29 Essex Street; such use to be limited to the period of one year ending August 26, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Murphy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writ-

ing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Rayner Auto Service (Mutual Benefit Life Insurance Company, owner); for the renewal of permit for automobile parking station; premises 10-12 West Park Street; same to be operated in conjunction with the automobile parking station on premises 14-20 West Park Street and to be limited to the period ending July 22, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Murphy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Frank Crystal

(Raymond Boulevard Realty Co., owner); for the renewal of permit for automobile parking station; premises 55-57 Commercial Street; such use to be limited to the period ending January 25th, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Ed Morganstern (Henry Metzger, owner); for the renewal of permit for automobile sales station premises; 247 Central Avenue; such use to be limited to the period of one year ending August 22nd, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Nathan Meyers (Fidelity Union Trust Co., trustee, owner); for the renewal of permit for one stationary gasoline pump in present automobile parking station; premises 362-366 Plane Street; such use to be limited to the period of two years ending August 22, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Safety Parking Corp. (Chelsea Securities and Investment Co., owner); for the renewal of permit for automobile parking station; premises 261-265 Washington Street; such use to be limited to the period of one year ending September 11, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Alfred J. Lippman, President (A. J. Lippman Co., owner); for the renewal of permit for automobile parking station; premises 299 Washington Street; such use to be limited to the period of one year ending September 26, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The other matters referred by the Zoning Board will come before the City Commission one week from today.

Reports of any departments.

The City Clerk: Mr. Mayor. I want to report to the Commission that on Monday last at about 10:30 in the morning, what purports to be a petition for the change of form of government was offered at my office; and in consultation with the law department I was advised that it was not necessary to issue any receipts, but my understanding was that the receipts would be required in a certain form. This matter was handled by my deputy Mr. Bross, and he complied with the orders that I have that no receipt that they requested should be issued in the form that they wanted it.

They came to see me. I offered to give them a general receipt, which they ignored, and they wanted a receipt in a certain form. They showed me the form! I didn't pay much attention to it; I referred them to the Law Department. They left for the Law Department, and I later learned from the newspapers that they did not deposit the petitions.

Mayor Ellenstein: Who, in the Law Department?

Mr. O'Brien: They saw Mr. Ward, and then Mr. Fenias came to see me, and I told Fenias I knew of nothing in the statute which required the City Clerk to give a receipt for any document filed with him because any such procedure would make it so cumbersome in all governmental departments that they could not carry on business.

Mayor Ellenstein: Is there any such provision?

Mr. O'Brien: We know of no such provision and our check-up revealed no such provision. But I told Mr. Fenias if he knew of any such provision or if he could find anything which he thought might be pertinent I would be glad to have him submit it to me. He stated he would do that the following day, but as yet I have not received any communication from him which would point to anything which would cause us to change our views. In other words, the City Clerk, as far as we are able to determine the law, was acting legally and in accordance with his rights in performing his duty.

The City Clerk: I said I offered the same receipt which was offered and accepted by Mr. Becker when he filed his petitions several years ago. A general receipt would mean a receipt for so many sheets of petitions.

Commissioner Murphy: That is what I am trying to get clear.

The City Clerk: I offered them a receipt. My exact words were, "In spite of the Law Department's opinion I am willing to give you a general receipt for the petitions." That was said in the presence of the press; one newspaper so quoted me.

Mayor Ellenstein: You offered them a receipt which would recite how many sheets contained in these petitions?

The City Clerk: The same general receipt I gave on a previous occasion.

Mayor Ellenstein: He will give them a receipt for a certain number of pages they filed containing signatures. I don't know what further protection any reasonable person would want.

Mr. O'Brien: Of course, the City Clerk has to be careful in the wording of his receipt, because they may or may not be signatures.

Mayor Ellenstein: They purport to be signatures. I don't see what further receipt any reasonable person would want if you offer a receipt for so many pages of petitions.

What is the disposition of the Commission?

The City Clerk: I'm just filing that as a report.

Mayor Ellenstein: It might be well to instruct the City Clerk to write Mr. Fenias, the civic-minded citizen who is at the head of it, apparently, at least, and tell him that it is the Commission's thought—directing the clerk to write to him that he is willing to give him a receipt that will in some way identify every page on there in one general form of receipt. That is meeting him more than half way, even though the Act provides that no receipt is necessary.

Mr. O'Brien: I would suggest that the City Clerk check with the Law Department on the form of receipt, particularly in view of the many fraudulent circumstances that they found and that the Law Department uncovered in the testimony taken in connection with the last petition.

Mayor Ellenstein: Of course, the duties of the City Clerk are prescribed by statute. He must follow those rules. It rests entirely within his province.

The City Clerk: No, I am just making a report. After all, this body is my superior.

Mr. O'Brien: Strictly, the law imposes certain duties on the City Clerk, and since the law imposes those duties they come not from this City Commission but from the Legislature, and the responsibility is his, and he doesn't have to follow the dictates of the Commission in this matter.

Mayor Ellenstein: The City Clerk

will determine the validity of the petition, and the City Clerk assumes the responsibility of saying that the petitions are valid or invalid. If he should say without making at least an examination of the petition, that the petition is valid, without going into an examination, he could very well be charged criminally with nonfeasance by compelling the taxpayers to call an election which may amount to \$40,000 or \$50,000.

The City Clerk: Nearer \$55,000, not \$35,000.

Mayor Ellenstein: Well, whatever the amount is. So that is his responsibility, irrespective of what the City Commission may direct him to do. He is bound by that; it is prescribed by law, which is the superior authority in the state.

Mayor Ellenstein: If there is no objection, the report of the City Clerk will be received as an oral report as described in the stenographic notes. There being no other matters we will proceed with balloting on candidates to fill the vacancy which exists in the City Commission.

(Commissioner Murphy presented several resolutions to the city clerk and requested that they be read.)

Mayor Ellenstein: Are these the same resolutions that were introduced by you?

Commissioner Murphy: Exactly the same each week that they have been introduced.

Mayor Ellenstein: It is important in introducing a resolution, the same resolution each week — you haven't hopes of getting other votes on it, have you? You might just as well be realistic about it! there is no sense introducing resolutions—

Commissioner Murphy: I am still hopeful, very hopeful.

Resolved, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Relief,
Overseer of the Poor,
Soldiers and Sailors Aid Bureau,
Camp Newark,
Employment Bureau,
Municipal Assistance Board,
Labor Relations Board,
Health Bureau,
City Hospital,
Alms House,
Home for Boys,
Baths,
Dog Pound,

be and the same are hereby distributed into the Department of Public Works, and the Director of the Department of Public Works is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Relief,
Overseer of the Poor,
Soldier and Sailors Aid Bureau,
Camp Newark,
Employment Bureau,
Municipal Assistance Board,
Labor Relations Board,
Health Bureau,
City Hospital,
Alms House,
Home for Boys,
Baths,
Dog Pound,

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Commissionery Murphy: I move adoption.

Mayor Ellenstein: All in favor of the resolution that all these divisions, including the dog pound, go to Public Works, will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.)

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Police Division,
Police Courts,
Fire Division,
Smoke Abatement,
All Licenses,
Street Lighting,
Transportation Regulation,
Weights and Measures.

be and the same are hereby distributed into the Department of Public Safety, and the Director of the Department of Public Safety is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Police Division,
Police Courts,
Fire Division,
Weights and Measures,
Smoke Abatement,
All Licenses,
Street Lighting,
Transportation Regulations,

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Commissioner Murphy I move adoption.

(On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein: The resolution is defeated, receiving but two votes.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Comptroller,
Treasurer,
Tax Receiver,
Auditor of Accounts,
Board of Assessment and Revision of Taxes,
Board of Assessment for Local Improvements,
Board of Adjustment,
Sinking Fund Commission,
Printing and Stationery Division,
Division of Central Purchase,
Billing, collection and auditing division, now in the Water Bureau,
Martin Act,
Pension Funds,
Law Department,

be and the same are hereby distributed into the Department of Revenue and Finance, and the Director of the Department of Revenue and Finance, is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Comptroller,
Treasurer,
Tax Receiver,
Auditor of Accounts,
Board of Assessment and Revision of Taxes,
Board of Assessment for Local Improvements,
Board of Adjustment,

Sinking Fund Commission,
Printing and Stationery Division,
Division of Central Purchase,
Billing, collection and auditing division, now in the Water Bureau,
Martin Act,
Pension Funds,
Law Department,

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Commissioner Murphy: I move for the adoption of the resolution.

Mayor Ellenstein: That includes the Purchasing Department in the Department of Revenue and Finance.

The City Clerk: Director Byrne.

Commissioner Byrne: No.

Mayor Ellenstein: Director Byrne votes no.

The City Clerk: Commissioner Franklin.

Commissioner Franklin: No.

The City Clerk: Commissioner Murphy.

Commissioner Murphy: Aye.

The City Clerk: Mayor Ellenstein.

Mayor Ellenstein: No.

The resolution is defeated, having received but one vote.

RESOLVED, by the Board of Commissioners of The City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Streets,
Street Cleaning,
Refuse Collection,
Sewers,

Water Department, except the billing, collection and auditing functions thereof,

Airport,
Docks,
Passaic River Waterfront,
Municipal Waterfronts,
Port Newark Development,
Art Commission,
Free Public Library,
Museum,
Board of Education,
Newark Technical School,
District Courts,
City Clerk,

be and the same are hereby distributed into the Department of Public Affairs, and the Director of the Department of Public Affairs is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Streets,
Street Cleaning,
Refuse Collection,
Sewers,

Water Department, except the billing, collection and auditing functions thereof,

Airport,
Docks,
Passaic River Waterfront,
Municipal Waterfronts,
Port Newark Development,
Art Commission,
Free Public Library,
Museum,
Board of Education,
Newark Technical School,
District Courts,
City Clerk,

and shall perform all of the duties now or heretofore imposed by law

with respect thereto except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Commissioner Murphy: I move for its adoption.

(On roll call: Commissioner Murphy voted aye; Commissioners Byrne, Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein: That only received one vote, is that right?

Commissioner Byrne: That is right.

Mayor Ellenstein: It therefore is lost.

RESOLVED, by the Board of Commissioners of the City of Newark that, in order to avoid duplications of effort resulting from the overlapping of our local government functions, with its consequent unnecessary expenditure of taxpayers' money, and in the interest of more efficient and lower cost of our local governmental operations, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles,

Parks,
Shade Tree Division,
Building Department,
Insurance Fund Commission,
Housing Authority,

be and the same are hereby distributed into the Department of Parks and Public Property, and the Director of the Department of Parks and Public Property is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks,
Shade Tree Division,
Building Department,
Insurance Fund Commission,
Housing Authority,

and shall perform all of the duties now or heretofore imposed by law with respect thereto.

Vincent J. Murphy

Commissioner Murphy: I move its adoption.

(On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein: That resolution receiving but two votes is lost.

Any other resolutions?

We will now go into balloting for a candidate to fill the vacancy that exists in the City Commission.

Commissioner Byrne: I would like to submit my original resolution on the Department of Public Safety.

The City Clerk: I can get it, Transferring Director Byrne into the Department of Public Safety. Will you introduce the motion?

Mayor Ellenstein: In general, it is the same motion that Director Byrne has introduced on prior occasions. The City Clerk hasn't it here present, he has it in his file. Resolution transferring Director Byrne from the Department of Parks and Public Buildings to Public Safety. All in favor of that resolution as presented by Director Byrne will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.)

Mayor Ellenstein: That resolution is lost, having received but one vote. Now, let us go to some new business resolutions, if we can. Now, unless there are other resolutions I am open to suggestions for a candidate to fill the vacancy that exists in the City Commission.

Commissioner Byrne: I recommend the name of Mr. Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Mr. Thomas Guthrie. All in favor of Thomas Guthrie being selected to fill the vacancy that exists in the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.)

Mayor Ellenstein: Mr. Guthrie is not elected, having received but one vote.

Any other presentations?

I will present to the City Commission Labor's Choice, a man I presented before on a number of other occasions, Louis R. Mazzei. All in favor that Louis R. Mazzei fill the vacancy that exists in the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: There were two votes for Mr. Mazzei. He is declared not elected.

Any other presentations?

Hearing none, I will submit the name of Carl Abruzzese to fill the vacancy existing in the City Commission. All in favor of Mr. Abruzzese being selected as commissioner will signify by voting aye; contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Abruzzese receiving but two votes he is declared not elected.

Are there any other presentations?

Commissioner Franklin: James Pellecchia.

Mayor Ellenstein: Commissioner Franklin presents the name of James Pellecchia, Jr. All in favor of James Pellecchia, Jr. being elected to fill the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Pellecchia receiving but two votes is declared not elected.

The City Clerk: The next is 41.

Mayor Ellenstein: Any other presentations?

Commissioner Byrne: I present the name of William Rucki.

Mayor Ellenstein: Director Byrne presents the name of Mr. William Rucki. All those in favor of William Rucki being appointed to fill the vacancy in the City Commission will signify by saying aye; contrary no; the Clerk will call the roll.

(On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.)

Mayor Ellenstein: Mr. Rucki having received but one vote is declared not elected.

Any other presentations?

I present the name of Judge Ralph Villani. As many as are in favor of Judge Villani being selected to fill the vacancy in the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Are there any other presentations?

Hearing none, in an effort to break

the dead-lock I will present another name, Dr. Ames Phillipone. As many as are in favor of Dr. Phillipone being selected will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioners Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Dr. Phillipone having received but two votes is declared not elected.

Are there any other presentations?

In a further effort to break the deadlock and to select a man who is non-political in scope, who has given good service to the City of Newark as a member of the Board of Education for ten years or more. I present the name of Frank Cozzoline for consideration to the City Commission. As many as are in favor of selecting Mr. Cozzoline to fill the vacancy, will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Cozzoline having received two votes is declared not elected.

The City Clerk: 45 is the next ballot.

Mayor Ellenstein: Are there any other presentations?

What is the will of the City Commission, to continue balloting?

Commissioner Byrne: Let us break this deadlock.

Mayor Ellenstein: All right. Are there any other presentations?

I again present Labor's Choice, Mr. Louise E. Mazzei, to fill the vacancy that exists in the City Commission. As many as are in favor of Mr. Louis R. Mazzei being selected to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call; Commissioner Franklin and Mayor Ellenstein voted aye; Commissioner Byrne and Murphy voted no.)

Any other presentations?

The City Clerk: Ballot 46.

Commissioner Byrne: I again present the name of Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Thomas Guthrie will signify by saying aye, contrary no; the Clerk will call the roll.

The City Clerk: Commissioner Byrne.

Commissioner Byrne: Aye.

The City Clerk: Commissioner Franklin.

Commissioner Franklin: No.

The City Clerk: Commissioner Murphy.

Commissioner Murphy: No.

The City Clerk: Mr. Mayor.

(Mayor Ellenstein directed that the roll call be recorded as Commissioner Byrne voting aye; Commissioner Franklin, Murphy and Mayor Ellenstein voting no.)

Mayor Ellenstein: Are there any other presentations?

Commissioner Franklin: James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. for a change. All in favor of James Pellecchia, Jr. being selected to fill the vacancy that exists in the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: I again present the name of really an outstanding lawyer of this city who has an excellent reputation, and I think his name ought to meet with the approval of all the commissioners when I present the name of Cari Abruzzese. As many as are in favor of Carl Abruzzese being chosen to fill the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: I present the name of Judge Ralph Villani for City Commission. As many as favor Judge Ralph Villani to fill the vacancy that exists on the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Any other presentations?

The City Clerk: Fiftieth ballot.

Mayor Ellenstein: I present again the name of Dr. Ames Fillipone to fill the vacancy. As many as are in favor of Dr. Fillipone to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Dr. Fillipone is declared not elected, having received two votes.

Commissioner Byrne: I recommend the name of Mr. Fred Bigelow.

Mayor Ellenstein: Director Byrne presents the name of Mr. Fred Bigelow. As many as favor that Mr. Bigelow be chosen to fill the vacancy in the City Commission will signify by saying aye, contrary no; the Clerk will call the roll—as I remember, before we proceed to ballot, I had occasion—not to speak to Mr. Bigelow specifically on this—but he told me he would not take the job, as I recall the conversation. However, that is your presentation. All in favor of Mr. Bigelow being elected will signify by saying aye, contrary no.

(On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.)

Mayor Ellenstein: Mr. Bigelow is not elected, receiving but one vote.

I present the name of Frank Cozzoline to the City Commission to fill the vacancy. As many as are in favor of Mr. Frank Cozzoline being chosen to fill the vacancy in the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioner Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

What is the disposition of the Commission?

Are there any other names to be presented?

Commissioner Byrne: I have no further names to submit.

Mayor Ellenstein: What is your disposition? Do you want to continue to ballot?

Commissioner Byrne: I would like to see another commissioner appointed, but I don't see what we can do about it to get together.

Mayor Ellenstein. Well, we are together but we vote separate. We are only one apart; some of the candidates received two votes. We have six candidates that have received two votes and others who received but one vote. Certainly there is a wide choice of six votes.

Commissioner Byrne: You have only got three men voting.

Mayor Ellenstein: I know but three can agree. There is no reason why the Department should remain open. There are six candidates who received two votes and others who received by one vote.

Commissioner Byrne: It don't have to remain open; you can put me in there and I will take it right away.

Mayor Ellenstein: What is the disposition? Does the City Commission want to defer balloting until next meeting?

Commissioner Byrne: We cannot vote alone.

Commissioner Murphy: Are you going to be here next week?

Mayor Ellenstein: No.

Commissioner Murphy: Of course, I will be here on Monday. Tuesday I go off to a convention, the first of the week.

Commissioner Byrne: You don't vote anyway.

Commissioner Murphy: You are talking about having the necessary quorum here.

Commissioner Byrne: Is six of one and a half dozen of the other.

Mayor Ellenstein: What is your disposition, do you want to continue balloting; or does the Commission want to defer balloting until next meeting? I will not be present.

Commissioner Murphy: Of course, I will be here on Monday; Tuesday I go off to a convention.

Mayor Ellenstein: Do you want to defer balloting? Of course, if there is any change, or any new candidate, we can call a City Commission meeting on 24 hours notice.

Commissioner Byrne: Can we be held in contempt for not electing a commissioner here?

Corporation Counsel O'Brien: Well, I notice in the paper that Justice Parker said something to the effect that perhaps what he wanted was an order that they either fill the vacancy or be held in contempt. Obviously—I don't know he said just that but obviously you cannot be forced to do something that calls for the exercise of discretion on your part. But it is necessary that you continue to make attempts to fill the vacancy. In other words, you cannot just sit back and put the matter off indefinitely. And, in connection with that I would like to tell all the Commissioners that it might be that the private agreement you have among yourselves not to ballot except when all four are present might constitute failure to comply with the requirements of the statute, to wit, that you start within thirty days, and the interpretation I place on it, continue, to fill the vacancy. In other words, you have got to

exercise your best discretion, and in the exercise of that, if you in the exercise of that cannot agree, if you do have to make the attempt—and I think at each of your meetings it should be an order of your business to proceed with it.

Mayor Ellenstein: Well, I selected a fine representation. I have five names. So I have made some kind of an effort; there is nothing contemptuous about that.

Mr. O'Brien: I would like the Commission to give some thought, at least, to what I said about the necessity of continuously balloting at your meetings.

Commissioner Byrne: You mean if we only have three that that agreement of the four should be dropped.

Mr. O'Brien: That is a matter for you to determine in the exercise of your discretion again. But I am pointing out that there is a possibility that certainly any lengthy deferrment of the balloting over any period of time would not be fulfilling that requirement placed on the remaining commissioners. It might be where a week has elapsed a court would say, "They wanted a full Board present to take up such an important matter," and probably it would do nothing about it. But I mention it from the point of view if there would be week after week someone of us was away, you may be running into a situation where the commissioners who were present failing to act would be guilty of failing to comply.

Mayor Ellenstein: Well then, I take it that the matter is deferred, is that right?

Commissioner Murphy: I will come in Saturday. I will break away Saturday and come in for Saturday morning. Either Monday or Saturday is all right with me.

Mayor Ellenstein: Will you come in with any suggestions as to candidates? There is no point in your coming in and voting no on everybody as you have been doing.

Commissioner Murphy: If there is a meeting I will be here, because the Commission may have a change of heart and do something about reorganizing.

Mayor Ellenstein: We are talking about filling the vacancy, we are not talking about any other city business or matter of policy, but it might apply to you as against everybody else.

Mr. O'Brien: I don't think the Commission has the right, in view of its obligation under the statute, to refuse to proceed with this or its failure to take up any order of business, and I do want to state that is something the commissioners ought to give consideration to, what a court might think should somebody take proceedings.

Mayor Ellenstein: There is no point in having a meeting Saturday. If you had a name to present on Saturday or give consideration to the names we have presented, then I can see there might be some value in holding such a meeting. If you are going to constantly vote no against every name presented, without presenting any names yourself, it would certainly be foolish to have a meeting at your suggestion. What do you want to do for the present? Let us do something. We ought to be able to make some decision, even if we cannot decide on a Commissioner, we ought to have some decision on whether we want to continue to ballot now or defer balloting.

Mr. O'Brien: I assume the Commission know the application that was made in behalf of a William Kern is off until the 23rd before Justice Park-

Mayor Ellenstein: What is that, on the question of calling an election?

Mr. O'Brien: Yes.

Commissioner Franklin: I move we proceed and make one more attempt.

Mayor Ellenstein: All right, we will proceed with further balloting. Are there any candidates any of the Commissioners have to present?

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Thomas Guthrie will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call, Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie receiving but one vote, he is therefore declared not elected.

Any other presentations?

I again present the name of Labor's Choice, Louis R. Mazzei to fill the vacancy. All there in favor of Louis R. Mazzei will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call, Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei receiving but two votes is declared not elected.

Commissioner Franklin: James Pellicchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pel-

Pellecchia, Jr. As many as favor James Pellecchia, J. will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call, Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia receiving but two votes is declared not elected.

I present the name of Cal Abruzzese. As many as favor Carl Abruzzese will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call, Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese receiving but two votes is declared not elected.

The City Clerk: 57 is the next ballot.

Commissioner Byrne: J. Victor D'Aloia.

Mayor Ellenstein: Director Byrne presents the name of J. Victor D'Aloia. All those in favor of J. Victor D'Aloia, will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call, Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. D'Aloia receiving but one vote is declared not elected.

Any other presentations?

I present the name of Judge Ralph Villani. As many as are in favor of Judge Villani being selected

to fill the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call, Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Commissioner Byrne: I haven't got any name to present at the moment, but if it isn't out of order I would like to present a resolution at this time,—or a request—at the next official meeting of this Commission that we sit and not adjourn until we elect a fifth Commissioner.

Mayor Ellenstein: I present the name of Dr. Ames Fillipone. As many as are in favor of Dr. Fillipone to fill the vacancy will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call, Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Fillipone receiving but two votes is declared not elected.

The City Clerk: 60th ballot next.

Mayor Ellenstein: I present the name of Frank Cozzoline. As many as favor the selection of Mr. Cozzoline to fill the vacancy which now exists will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call, Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Any other presentations? What is the disposition of the City Commission?

Commissioner Byrne: I move you if that resolution is in order I would like to present it.

Mayor Ellenstein: Well, let us dispose of this.

Commissioner Byrne: I beg your pardon.

Mayor Ellenstein: After that we can decide. You may not be able to we continue.

Commissioner Byrne: Fred Bigelow.

Mayor Ellenstein: Director Byrne presents the name of Fred Bigelow. As many as favor the selection of Fred Bigelow to fill the vacancy on the City Commission will signify by saying aye; contrary no; the Clerk will call the roll.

On roll call, Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Bigelow having received but one vote is declared not elected.

Now, what is the disposition of the Commission? Do you want to defer it?

Commissioner Byrne: What do you want to do, Director?

Commissioner Franklin: I don't see that we are getting any place here.

Commissioner Byrne: I move we defer it but with the understanding that at the next official meeting we sit until we elect a fifth Commissioner.

Mayor Ellenstein: That is quite an assignment.

Mayor Ellenstein: Is that the will of the Commission, that they sit until they select the Commissioner?

Commissioner Franklin: As long as it is physically possible to sit.

Mayor Ellenstein: Is there a second to that, that the voting be deferred with the understanding that we sit at the next regular meeting until a fifth commissioner is selected?

Commissioner Franklin: I would like to amend that, Mr. Mayor. That may be beyond all human endurance. I would say at the next meeting we sit as long as it is physically possible to do it, and at the request of one of the four commissioners that an adjournment then be taken, in order to show our good faith in endeavoring to fill this fifth commissionership.

Commissioner Byrne: I offer my resolution as originally submitted, without amendment. I would like to know whether there is a second.

Mayor Ellenstein: Apparently there is no second to that motion.

Is there any other business?

Commissioner Byrne: Is the balloting over now?

Mayor Ellenstein: Apparently, unless you want to continue balloting. Do you want to continue balloting? We ought to have some action on the balloting.

Mayor Ellenstein: I can't make any motion.

Commissioner Franklin: Is it likely if we continue balloting we can get it over with?

Mayor Ellenstein: What is the disposition of the Commission?

Commissioner Franklin: Do you want to defer it or go ahead?

Commissioner Byrne: I would like to defer it with that resolution.

Mayor Ellenstein: Well, if you cannot have that, take the next best thing, unless you want to continue to ballot today. We ought to have some disposition as to whether you want to continue to ballot or not. There is no use in appearing ridiculous about it. You certainly ought to be able to make a decision on that.

What is the disposition of the Commission? Has the Commission any views at all?

Commissioner Murphy: What was your motion, Director Franklin?

Commissioner Franklin: I made an amendment of Commissioner Byrne's motion that the next time we sit we endeavor to elect a commissioner if we have to sit longer than usual. I don't think we ought to tie ourselves down to setting until we elect a commissioner.

Commissioner Murphy: There seems to be no hope on this point. I am satisfied to second the motion that the voting be deferred.

Mayor Ellenstein: All in favor of the motion that balloting on candidates be deferred until the next regular meeting or some meeting that might be called between now and the next regular meeting at the suggestion of any one of the commissioners—was that incorporated in your motion?

Commissioner Murphy: Yes.

Mayor Ellenstein: Will signify by saying aye, contrary no.

Commissioner Murphy: Of course, the only thing, on the next regular meeting, I am announcing I am satisfied to be here Saturday or Monday for the next meeting. I cannot be here at the next meeting.

On roll call, Commissioners Murphy, Franklin and Mayor Ellenstein voted aye; Commissioner Byrne voted no.

Mayor Ellenstein: Balloting is deferred until the next regular meeting.

The City Clerk: The next order of business is Mr. Cluesmann's resignation.

Mayor Ellenstein: Mr. Cluesemann would like to have his resignation take effect today. He stated he would like very much to have it take effect today. If it is going to help the situation he will defer it still another week.

The following communication was received and read:

City of Newark, New Jersey
Department of Public Safety
Leo Cluesmann, Acting Director

August 9, 1939.

The Board of Commissioners,
City of Newark, New Jersey.

Gentlemen:

I herewith tender my resignation as Acting Director and also Deputy Director of the Department of Public Safety of the City of Newark to take effect as soon as may be convenient to your Honorable Body. While I would like to be relieved of my duties as soon as possible, I realize that I owe it to the citizens and the governing body of Newark to remain at my post until final disposition is made for a guiding head of the Department of Public Safety, therefore I am asking that the resignation take effect at the will of the City Commission. I believe this would serve the best interests of our City.

My reason for resigning at this time is that I have been offered, and have accepted, a position which has a

greater degree of permanence and is financially more desirable than that of City Commissioner even were I selected and I owe it to myself to make this change. This naturally withdraws my candidacy for Commissioner to fill the existing vacancy.

It is not without regret that I resign, as my association with the City Government has in the main been most pleasant during the past six years. I wish to thank my many friends and organizations who exerted their efforts in having me selected to fill the vacancy in the City Commission and assure them of my grateful appreciation, and regret that I was not able to advise them sooner of the developments regarding the situation.

I wish to express my appreciation for the many kindnesses shown me by the various officials and employees in the other departments, and to my associates in the Department of Public Safety and every member of that Department, my sincere thanks for their consideration during the last six years and especially for their loyalty and support during the period in which I have been Acting Director. I want them to know that this is one reason why my severing my connection with the Department is tinged with regret and I shall remember my association with them with pleasure.

I wish also to pay my sincere respects to Director Michael P. Duffy who was responsible for my appointment, for his fairness and kindly thoughtfulness during our association and say that I never met a more considerate executive.

I am also thankful to the press and its members for their courtesy and fairness to me.

In closing, I affirm my faith in the City of Newark and its form of government and wish for the present Commissioners as well as the future

commissioner, whoever he may be, a successful administration.

Respectfully submitted,
(Signed) Leo Cluesmann,
Acting Director.

Ordered filed.

Mayor Ellenstein offered the following resolutions:

WHEREAS, Leo Cluesmann, Deputy Director of the Department of Public Safety, was by resolution of the Board of Commissioners of the City of Newark on July 19, 1939 designated to act as the Acting Director of the Department of Public Safety of the City of Newark, and

WHEREAS, said Leo Cluesmann did on August 9, 1939 tender his resignation as such Acting Director and also as Deputy Director of the said Department of Public Safety, to take effect as soon as may be convenient to the Board of Commissioners of the City of Newark,

NOW, THEREFORE, BE IT RESOLVED that the resignation of said Leo Cluesmann as Acting Director of the Department of Public Safety be and the same is hereby accepted effective September 13, 1939, and the resignation of said Leo Cluesmann as Deputy Director of the said Department of Public Safety be and the same is hereby accepted as of October 15, 1939, and

FURTHER RESOLVED, that Leo Cluesmann be and he is hereby given a combination vacation and leave of absence from September 13, 1939 to October 15, 1939.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, there is no acting head of the Department of Public Safety by reason of the resignation of Leo Cluesmann, as such acting head, whereby he is disqualified to perform the duties of Acting Director of said department;

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that John B. Keenan, Chief Clerk of the Fire Division, be and he is hereby appointed and designated as Acting Director of the Department of Public Safety temporarily and until a successor be selected and assigned, with full power to administer said department and to appoint an Acting Deputy Director or Acting Temporary Deputy Director of said department, and of said Department of Public Safety without any increase in present salary; said John B. Keenan to continue to receive the same salary now received by him.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

Commissioner Franklin: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. ELLENSTEIN,
VINCENT J. MURPHY,
JOS. M. BYRNE, JR.
PEARCE R. FRANKLIN,

The Board of Commissioners
of the City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., September 20, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Daylight Saving Time.

Present: Commissioner Franklin.

Absent: Commissioners Byrne, Murphy, Mayor Ellenstein, Acting Director Keenan.

There being no quorum present, Commissioner Franklin adjourned the meeting to Thursday, September 21, 1939, at 11 A. M. Daylight Saving Time.

APPROVED:

PEARCE R. FRANKLIN,

The Board of Commissioners
of The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., September 21, 1939.

An Adjourned Meeting of the Board of Commissioners of The City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Daylight Saving Time.

Present: Commissioner Franklin.

Absent: Commissioners Byrne, Murphy, Mayor Ellenstein, Acting Director Keenan.

There being no quorum present, Commissioner Franklin adjourned the meeting of September 22, 1939, at 11 A. M. Daylight Saving Time.

APPROVED:

PEARCE R. FRANKLIN,

The Board of Commissioners
of The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., September 22, 1939.

An Adjourned Meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Daylight Saving Time.

Present: Commissioner Franklin.

Absent: Commissioners Byrne, Murphy, Mayor Ellenstein, Acting Director Keenan.

There being no quorum, Commissioner Franklin adjourned the meeting.

APPROVED:

PEARCE R. FRANKLIN,

The Board of Commissioners
of the City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., September 27, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M.

Present: Commissioners Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioner Byrne.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting of September 13th, and the adjourned meetings of September 20th, 21st and 22nd.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to amend an ordinance, entitled "An Ordinance to regulate and control the sale of meat, poultry and fish, and to provide for the licensing and inspection of same," adopted July 28th, 1937.

1. Section 8, be and is hereby amended to read as follows:

Section 8: A license fee of ten dollars (\$10.00) per annum shall be charged and a license to be issued by the Department of Health to all per-

son or persons, firm or corporation, engaged in the wholesale live poultry business in the City of Newark. Said license shall be revocable by the Department of Health upon conviction for violation of any section of this Ordinance in addition to the penalties hereinafter provided.

2. All ordinances, or parts of ordinances, inconsistent with this Ordinance are hereby repealed.

3. This Ordinance shall take effect immediately upon final passage and publication in accordance with law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that October 11, 1939, at 11 A. M. Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance relating to the business of moving used goods and chattels consisting of either furniture, household

goods, pianos, office furniture, store fixtures, etc., and providing for licensing, regulating movers for hire and requiring permits to be obtained before such removal," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Murphy: I move it be laid over for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented an Ordinance to amend an ordinance entitled "An Ordinance to regulate the construction, repair, alteration and removal of buildings within the City of Newark, New Jersey, adopted July 15, 1924, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

(No response).

No one appearing, Commissioner Murphy moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the following ordinance be taken up on second reading:

An Ordinance to amend an ordinance entitled "An Ordinance to regulate the construction, repair, altera-

tion and removal of buildings within the City of Newark, New Jersey, adopted July 15, 1924.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Murphy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the title of "An Ordinance to amend an ordinance entitled 'An Ordinance to regulate the construction, repair, alteration and removal of buildings within the City of Newark, New Jersey'" adopted July 15, 1924, be taken for its third reading.

The Clerk then read the title of the ordinance as follows:

An Ordinance to amend an ordinance entitled "An Ordinance to regulate the construction, repair, alteration and removal of buildings within the City of Newark, New Jersey, adopted July 15, 1924.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Three Hundred Sixteen Dollars and Forty-two Cents (\$316.42) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve for Liabilities—
WPA Tax Revaluation
Project 5406-7\$316.42

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty Thousand Five Hundred Seventy-Seven Dollars and Eighty-four Cents (\$50,577.84) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the De-

partment of Revenue and Finance as follows:

Treasurer's Office	\$ 11.50
Tax Receiver	475.00
Fire and Police Pension Fund	50,000.00
District Courts	91.34
	<hr/>
	\$ 50,577.84

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-eight Thousand Two Hundred Ninety-two Dollars and Fifty-nine Cents (\$28,292.59) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions Prior Years
Taxes—Granted by State
Board of Tax Appeals\$ 28,292.59

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-two Thousand Seven Hundred Five Dollars and Seventy-eight Cents (\$22,705.78) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance, from

September 1st to 15th, 1939, as follows:

Director's Office	\$ 1,341.65
Comptroller's Office	2,717.84
Auditor's Office	2,315.83
Treasurer's Office	1,007.04
Receiver of Taxes	3,778.18
Arrears Personal Taxes	1,501.98
Board of Assessment and Revision of Taxes	6,756.65
WPA Tax Revaluation Project 5406-7	208.33
Board of Assessment for Local Improvements	869.98
First District Court	1,096.66
Second District Court	1,111.64
	<hr/>
	\$ 22,705.78

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand Three Hundred Nine Dollars and Sixty-seven Cents (\$1,309.67) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Tax Board\$1,309.67

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Twenty-two Thousand

Four Hundred Seventy-one Dollars and Forty-two Cents (\$322,471.42) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Sinking Fund and Interest \$322,471.42

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-five Dollars (\$35.00) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the Ironworkers Payroll, Tax Receiver's Office, Department of Revenue and Finance, for September 18th, 1939, as follows:

Tax Receiver\$35.00

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand Six Hundred Eighteen Dollars and Thirteen Cents (\$1,618.13) be and the same is hereby appropriated to the City Treasurer covering services rendered by Clerks in Tax Receiver's Office, Department of Revenue and Finance, — Overtime from August 10th to 27th, 1939, as follows:

Tax Sale	\$ 1,328.13
Tax Receiver	280.00
	<hr/>
	\$ 1,618.13

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED: That the sum of One Thousand Dollars (\$1,000.00) be and the same is hereby appropriated to the Petty Cash Fund of the City Clerk, being an addition to the Petty Cash Fund of \$500.00 now being held by him, making a total of One Thousand and Five Hundred Dollars (\$1,500.00) in all.

The fund is to be reimbursed by the submission of itemized bills monthly to the Auditor of Accounts signed by the City Clerk.

Petty Cash	\$1,000.00
M. Ellenstein	
Pearce R. Franklin	
Vincent J. Murphy	

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

RESOLVED: That the sum of Thirty-five Thousand Seven Hundred Twelve Dollars and Ninety-eight Cents (\$35,712.98) be and the same is hereby appropriated to persons named

on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:
Remissions—Prior Years

Taxes Granted by State
Board of Tax Appeals\$ 35,712.98

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Two Hundred Twenty Thousand, Five Hundred Twenty-seven Dollars and Seventy-eight Cents (\$220,527.78) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from September 1st to 15th, 1939, inclusive, as follows:

Director's Office	\$ 604.16
License Division	714.57
Building Division	3,137.47
Electrical Division	1,897.48
First Criminal and Family Courts	1,104.16
Second Criminal Court	610.39
Third Criminal Court	354.17
Night Police Court	312.49
Department of Central Purchase	1,905.82
Police Division	130,201.65
Fire Division	79,685.43
	<hr/>
	\$220,527.78

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Fifty-eight Dollars and Forty-nine Cents (\$458.49) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Police Courts	\$ 25.00
Department of Central Purchase	433.49
	<hr/>
	\$458.49

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Five Hundred Forty Thousand Six Hundred Twelve Dollars and Seventeen Cents (\$540,612.17) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—	
Direct	\$540,612.17

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seventeen Dollars and Ninety-eight Cents (\$17.98), be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Relief Administration	\$17.98
-----------------------------	---------

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nineteen Thousand Nine Hundred Fifty-one Dollars and Twenty-four Cents (\$19,951.24) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Bureau of Health	\$ 150.03
Newark City Home	3,830.40
Newark City Alms House..	4,674.55
Public Outing	82.71
Outdoor Poor	40.00
Law Department	165.50
Emergency Relief Administration	1,933.56
Emergency Relief Administration	9,074.49
	<hr/>
	\$ 19,951.24

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

Convalescent Hospital 2,511.14
\$ 31,187.06

RESOLVED: That the sum of One Hundred Thousand Seven Hundred Twenty-six Dollars and Fifty-one Cents (\$100,726.51) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the first half of September, 1939, as follows:

Director's Office	\$ 1,566.65
Newark City Hospital	
(WPA Project 5410-7)....	166.66
Bureau of Health	23,819.92
Newark City Hospital	23,465.24
Convalescent Hospital	1,918.92
Newark City Home	3,124.75
Bureau of Baths	5,249.99
Newark City Alms House..	2,559.65
Ivy Hill Power Plant	3,001.34
Outdoor Poor Department	2,159.98
Law Department	3,880.79
Board of Adjustment	470.00
Emergency Relief—Admin- tration	29,342.63
	<u>\$100,726.51</u>

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-one Thousand One Hundred Eighty-seven Dollars and Six Cents (\$31,187.06) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Hospital	\$ 24,540.28
Newark City Hospital	
(WPA Project 5410-7) ..	4,135.64

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark, that the sum of Ten Thousand, Seventy-seven Dollars and Thirty-three Cents (\$10,077.33) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Director's Office	\$ 71.87
Maintenance of Dog Pound	625.00
Printing and Stationery— Miscellaneous Advertis- ing	746.12
Printing and Stationery— Dedicated Revenue	1,376.16
Public Buildings	4,528.97
Public Buildings—City Owned Property	641.79
W. P. A. Project No. 3-7-1066	78.73
W. P. A. Project No. 1485-7	153.24
W. P. A. Project No. 3-7-5657	176.35
Smoke Abatement	26.35
Printing and Stationery....	558.76
Weights and Measures	77.36
Weights and Measures— Reserve for Liabilities ..	187.90
Shade Tree	812.24
W. P. A. Project No. 5037 -7	15.94
	<u>\$ 10,077.33</u>

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED By the Board of Commissioners of the City of Newark, that the sum of Three Thousand, Two Hundred Seventy-four Dollars and Forty Cents (\$3,274.40) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending September 13th and September 16th, 1939, as follows:

Shade Tree	\$ 2,014.40
Public Buildings	1,260.00
	<hr/>
	\$ 3,274.40

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark, that the sum of Eleven Thousand, Six Hundred Ninety-five Dollars and Two Cents (\$11,695.02) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from September, 1st to September 15th, 1939, as follows:

Director's Office	\$ 1,029.15
Smoke Abatement	179.16

Public Buildings . . .	7,939.37
Public Buildings—City	
Owned Property	219.86
Weights and Measures	481.66
Printing and Stationery	180.00
Shade Tree	1,457.49
W. P. A. Project 1485-7	208.33
	<hr/>
	\$ 11,695.02

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

DESOLVED: By the Board of Commissioners of the City of Newark that the sum of One Thousand, Seven Hundred Thirty-six Dollars and Twenty-one Cents (\$1,736.21) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Printing and Stationery—
 Dedicated Revenue\$ 1,736.21

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark that the sum of Three Thousand, Three Hundred Thirty-four Dollars and Sixty Cents (\$3,334.60) be and the same is hereby appropriated to the City Treasurer, same being the

weekly payrolls of the Department of Parks and Public Property for weeks ending September 20th and September 23rd, 1939, as follows:

Shade Tree	\$ 2,114.60
Public Buildings	1,220.00
	<hr/>
	\$ 3,334.60

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Two Hundred Fifty-eight Dollars and Six Cents (\$258.06) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Contingent Account (Resolution 5580)	\$258.06
---	----------

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-seven Thousand Five Hundred Forty-five Dollars and Six Cents (\$37,545.06) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and

chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending September 20, 1939.

Newark Airport	\$ 2,630.05
Bureau of Motors	2,596.81
Bureau of Streets	2,136.37
Bureau of Sewers	849.23
House Sewer Connections..	568.43
Bureau of Street Cleaning	18,093.02
Street Construction	897.38
Bureau of Docks	735.60
Bureau of Water	9,037.67
	<hr/>
	\$ 37,545.06

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Fifteen Thousand, Six Hundred Twenty-six Dollars and Eighty-five Cents (\$115,626.85) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$ 8,850.13
Street Cleaning	3,632.94
Newark Airport	2,151.15
Public Lighting	31,494.79
Docks	2,391.91
Newark World's Fair Com- mission	865.18
Motors	9,014.14
Director's Office	21.33
Newark Industrial Com- mission	51.33
City Clerk	75.32
Streets	962.34
Surveys	2,368.33
Sewers	407.77

House Sewer Connections..	181.54
Elections	3,173.60
Newark Museum	10,700.00
Free Library	39,285.00
	<hr/>
	\$115,625.85

M. Ellenstein
 Vincent J. Murphy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, One Hundred Two Dollars and Eighty-four Cents (\$4,102.84) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:
 Street Construction

(WPA Project 3531-7)....\$	1,736.57
Sewer Construction (WPA Project 4813-7)	1,301.03
Sewer Construction (WPA Project 6131-7)	15.00
Sewer Construction (WPA Project 6131-7)	300.00
Sewer Construction (WPA Project 4813-7)	450.00
Sewer Construction (WPA Project 4813-7)	140.00
Sewer Construction (WPA Project 4813-7)	160.24
	<hr/>
	\$ 4,102.84

M. Ellenstein
 Pearce R. Franklin
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand One Hundred Thirty-nine Dollars and Thirty-one Cents (\$2,139.31) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (Hayes Park East—WPA Project 6069)	\$ 944.64
Swimming Pool Construction (Hayes Park West—WPA Project 6069)....	962.74
Swimming Pool Construction (Boylan Street—WPA Project 6069)	205.65
Swimming Pool Construction (Clifton Avenue—WPA Project 6069)	19.53
Swimming Pool Construction (Boylan Street—WPA Project 6069)	6.75
	<hr/>
	\$ 2,139.31

M. Ellenstein
 Pearce R. Franklin
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand, Three Hundred Seventy-three Dollars and Fifty Cents (\$1,373.50) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Public Affairs, as follows:

Elections	\$ 1,373.50
-----------------	-------------

M. Ellenstein
 Pearce R. Franklin
 Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Sixty-one Dollars and Fifteen Cents (\$361.15) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction\$361.15

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-two Dollars and Fifty Cents (\$32.50) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (WPA Project 6069-7)\$32.50

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand, Six Hundred Seventy-

four Dollars and Thirty-three Cents (\$1,674.33) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Cleaning (WPA Project 6409-7)	\$ 975.80
Toy Mending (WPA Project 5618-7)	463.83
City Planning (WPA Project 5358-7)	232.74
National Youth Administration (Signboards) (WPA Project 92-3E-41)	1.96
	<hr/>
	\$ 1,674.33

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-five Thousand, Seven Hundred Thirty-nine Dollars and Seventy-six Cents (\$35,739.76) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Project 3531)	\$ 32,798.04
Street Construction (WPA Project 3531)	88.91
Sewer Construction (WPA Project 4813-7)	199.69
Street Construction (WPA Project 3531-7)	2,653.12
	<hr/>
	\$ 35,739.75

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-eight Thousand Nine Hundred Seventy-six Dollars and Twenty-eight Cents (\$48,976.28) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll, period September 1st-September 15, 1939, both inclusive:

Director's Office	\$ 1,452.07
Newark Airport	1,254.99
Bureau of Lighting	420.00
Bureau of Streets	5,919.91
Sidewalks	216.66
House Sewer Connections..	380.82
Bureau of Sewers	1,119.14
Bureau of Street Cleaning	4,106.57
Bureau of Surveys	3,084.16
Engineering Division	1,129.99
Bureau of Motors	1,927.63
Bureau of Water	19,257.38
Swimming Pool Projects ..	708.33
Bureau of Docks	1,095.00
Newark Labor Relations	
Board	390.00
Sewer Construction	774.57
Airport Construction	1,515.00
Haynes Avenue Bridge	
Construction PWA	445.83
Haynes Avenue Bridge	
Construction, general	200.00
City Clerk	3,213.23
Elections	365.00
	<hr/>
	\$ 48,976.28

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-seven Thousand Two Hundred Eighty-one Dollars and Ninety-three Cents (\$37,281.93) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending September 13, 1939:

Newark Airport	\$ 2,622.55
Bureau of Motors	2,593.54
Bureau of Streets	2,071.91
Bureau of Sewers	1,037.84
House Sewer Connections ..	509.93
Bureau of Street Cleaning	17,973.95
Street Construction	604.78
Bureau of Docks	726.00
Bureau of Water	9,141.43
	<hr/>
	\$ 37,281.93

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Fifty-two Dollars and Eighty-five Cents (\$152.85) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Contingent Account Resolution 5580\$152.85

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand, Eight Hundred Thirty-three Dollars and Twenty-seven Cents (\$2,833.27) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Contingent Account (Resolution 5580)	\$ 1,659.17
Contingent Fund	62.51
Motors	607.20
Newark Airport	22.28
Streets	37.16
Elections	444.95
	<hr/>
	\$ 2,833.27

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Hundred Fifty Dollars (\$750.00) be and the same is hereby appropriated to person named on the annexed certified list, being the bills and claims of the Department of Public Affairs, as follows:

Elections\$750.00

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, between November 13, 1932 and November 1, 1933, The City of Newark undertook construction work in replacing two 48-inch Pequannock conduits under State Highway No. 23, Section 13, Station 24, at an expense of \$22,062.38; and

WHEREAS, the Bureau of Water of The City of Newark has carried the said amount of \$22,062.38 on its books as an account receivable, charged to the State Highway Commission; and,

WHEREAS, the State Highway Commission, in its computation of the construction costs of State Highway 21, has credited The City of Newark for the said amount of \$22,062.38, expended by it as aforesaid; and,

WHEREAS, The City of Newark and the State Highway Commission, on April 19, 1939, by resolution No. 4634 of the Board of Commissioners of The City of Newark, and by a joint agreement, compromised all claims of the respective parties against each other, arising out of the construction costs of Route 21; and,

WHEREAS, the Audit Report for The City of Newark for the year ending December 31, 1938, submitted by Puder & Puder, Certified Public Accountants, includes a recommendation that disposition be made of said account receivable;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the Bureau of Water be and it is hereby authorized and directed to write off and discharge on its books the said amount of \$22,062.38 as an account receivable from the State Highway Commission.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The City of Newark between May 23, 1932 and August 3, 1932, in pursuance of a program furnished it by the State Highway Commission, which dealt with the location and construction of new crossings of railroads and state highways not at grade, did relocate a 24-inch water main in Weequahic Park, Newark, at the Lehigh Valley Railroad underpass, under State Highway No. 29, at an expense of \$10,987.98;

WHEREAS, the Bureau of Water of The City of Newark has carried the said amount of \$10,987.98 on its books as an account receivable, charged to the State Highway Commission; and,

WHEREAS, the State Highway Commission has repeatedly refused payment to the City of the said moneys expended as aforesaid, and has relied upon Title 48:12-74 of the Revised Statutes of the State of New Jersey, 1937, which is as follows:

"48-12-74. Furnishing annual program to municipalities and public utilities; changes at own expense. Whenever the work in the annual program involves changes in rails, pipes or lines owned by a municipality or public utility, the State Highway Commission shall furnish the program to the municipality or public utility. Thereupon the municipality or public utility shall co-operate with the state highway commission and the railroad companies.

The municipality or public utility shall, at its own expense, change its rails, pipes and lines to conform to

the plan adopted by the state highway commission."

and,

WHEREAS, the Audit Report for The City of Newark for the year ending December 31, 1938, submitted by Puder & Puder, Certified Public Accountants; includes a recommendation that disposition be made of said account receivable;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the Bureau of Water be and it is hereby authorized and directed to write off and discharge on its books the said amount of \$10,987.98 as an account receivable from the State Highway Commission.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, the premises situate at Nos. 696-704 Mt. Prospect Avenue, Block 761, Lot 46, has been heretofore assessed as one parcel of land; and,

WHEREAS, there is outstanding thereon the following liens to wit:

1939 Tax	\$481.40
1938 Tax	497.88
1937 Tax	398.52
1936 Tax	411.48
1935 Tax	362.88
1934 Tax	394.20
1933 Tax	354.24
1932 Tax	410.40
Interest and Cost	63.25
Snow Removal 4-6-34 @	56.89
Snow Removal 3-18-35	31.45

and,

WHEREAS, National Newark & Essex Banking Co. has made application for the apportionment of said outstanding liens in accordance with the apportionment application on file in the office of the Director of the Department of Revenue and Finance;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark that the Director of the Department of Revenue and Finance be and he is hereby authorized to make apportionment of the liens aforesaid on the above described property, as requested in application, all in manner provided and required by law, subject to approval of the Law Department as to form and procedure.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Frederick K. Schmidt is an Honorably Discharged veteran who is entitled to a total annual exemption of \$500.00 from the assessed valuation of his real and personal property; and,

WHEREAS, he only obtained an exemption of \$100.00, tax \$4.61 from the assessed valuation of his personal property for 1938; and,

WHEREAS, the said Frederick K. Schmidt was on October 1st, 1937, the owner of record of property located at 48 Tillinghast Street, Block 3029, Lot 4, which property was assessed at a valuation of \$3,000.00, tax \$138.30;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Freder-

ick K. Schmidt be granted a further exemption of \$400.00, tax \$18.44 and that the Receiver be and he is hereby authorized to allow said exemption for 1938.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, property known as No. 120 East Kinney Street, Newark, Block 917, Lot 67 was assessed at a valuation of \$1,900.00; being \$1,000.00 on land and \$900.00 on Building, tax \$87.59 for 1938 said tax being open and unpaid; and,

WHEREAS, said property was assessed in the name of Frederick F. Thomas for 1937 and 1938; and,

WHEREAS, Frederick F. Thomas is an honorably discharged veteran who is entitled to a total annual exemption from taxation on a valuation of \$500.00 but failed to obtain same for 1937 and 1938, said exemption amounting to \$18.45 for 1937 and \$23.05 for 1938, a total of \$41.50;

BE IT THEREFORE RESOLVED By the Board of Commissioners of The City of Newark that the said Frederick F. Thomas be granted an exemption from taxation on a valuation of \$500.00 for 1937 and 1938, amounting to \$18.45 and \$23.05, respectively, total \$41.50, that said exemption be applied to the payment of taxes due upon property known as No. 120 East Kinney Street, Newark, Block 917, Lot 67, of which said Frederick F. Thomas is owner of record and that the Comptroller be and he is hereby authorized to enter said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, The Board of Commissioners on August 30, 1939, adopted a resolution authorizing the employment of counsel and making an appropriation of \$5,000.00 for the purpose of paying counsel fee and to defray the costs and expenses of the City's case, charges and fees of experts to testify, and other incidental expenses; and,

WHEREAS, the time required both in the preparation of the cases and the days consumed in hearing was longer than was anticipated by counsel, the actual time consumed after the case started amounting to two weeks; and,

WHEREAS, the Authority has directed that a brief be filed in this case, due October 12th, the counsel estimates that it will take at least ten (10) full days of his time and his assistant's to do this work, and submits that there will be a fee of \$1,000.00 for the brief, and the printing cost and cost of other material necessary in connection with the making of the brief shall be paid by the City of Newark; and,

WHEREAS, the conduct of this case necessitates a further appropriation of \$2,500.00 to meet all fees, costs and expenses;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the additional sum of \$2,500.00 be and the same is

hereby appropriated for the purpose aforesaid in connection with the presentation of the case of The City of Newark before the Civil Aeronautics Authority; and additional appropriation of \$2,500.00 being hereby appropriated from the Contingent Fund, Budget appropriation of the year 1939, of The City of Newark; and,

BE IT FURTHER RESOLVED, That the payment of counsel and other disbursements for costs and expenses shall be paid by the Director of the Department of Revenue and Finance in the manner provided for in the said resolution of August 30, 1939.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, an emergency has arisen with respect to relief of the poor; and,

WHEREAS, adequate provision was not made in the 1939 Budget for the aforesaid purpose; and,

WHEREAS, R.S. 40:2-31, Chapter 23, P. L. 1939, provides for the creation of an emergency appropriation for the purpose above mentioned; and,

WHEREAS, the total amount of emergency appropriations created for this purpose, including the appropriation to be created by this resolution, is Three Million One Hundred and Forty-four Thousand Two Hundred Dollars (\$3,144,200.00);

1. NOW, THEREFORE, BE IT RESOLVED, By the Board of Commis-

sioners of The City City of Newark, that the emergency appropriation be and the same is hereby made pursuant to R.S. 40:2-31, Chapter 23, P.L. 1939, in the total amount of Five Hundred Thousand Dollars (\$500,000.00);

1A. BE IT FURTHER RESOLVED, That said appropriation shall be provided for in full in the 1940 Budget; and,

1B. BE IT FURTHER RESOLVED, That an "Emergency Note," not in excess of the above amount, be hereby authorized, pursuant to R.S. 40:2-31 and in accordance with the provisions of 40:2-40 and 40:2-41 and 40:2-43 to 40:2-46; and,

1C. BE IT FURTHER RESOLVED, That said note shall be dated, September 28th, 1939, may be renewed from time to time, and such note and any renewals thereof shall be payable on or before December 31st, 1940.

1D. BE IT FURTHER RESOLVED, That a copy of this resolution be filed forthwith with the Commissioner of Local Government.

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, an emergency has arisen with respect to Emergency Relief Administration in the Department of Public Works; and,

WHEREAS, no adequate provision was made in the 1939 Budget for the aforesaid purpose; and,

WHEREAS, R.S. 40:2-31 provides

for the creation of an emergency appropriation for the purpose above mentioned; and,

WHEREAS, the total amount of emergency appropriations created, including the appropriation to be created by this resolution, is One Hundred and Ninety-one Thousand One Hundred and Forty-four Dollars and Eighty-six Cents (\$191,144.86), and three per cent. (3%) of the total current operating appropriations in the Budget for 1939 is Four Hundred Ninety-five Thousand Two Hundred and Nine Dollars and Sixty-three Cents (\$495,209.63);

1. NOW, THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that an emergency appropriation be and the same is hereby made, pursuant to R. S. 40:2-31, (1) in the total amount of One Hundred Eighty-two Thousand Nine Hundred and Thirty-three Dollars and Fifty-four Cents (\$182,933.54), being appropriated for

Personal services	\$125,000.00
Other than Persansl	
Services	57,933.54

1A. BE IT FURTHER RESOLVED that said appropriations shall be provided for in full in the 1940 Budget; and,

1B. BE IT FURTHER RESOLVED, That a copy of this resolution be filed forthwith with the Commissioner of Local Government.

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Corporation Counsel O'Brien: With

espect to these emergency resolutions, I would like to say this, that Deputy Director Cozzolino raised the question of whether or not they might be passed with three votes, in view of the fact there are four commissioners. The Act provides an emergency resolution may be passed by two-thirds of all of its members. Does it mean that two-thirds as it now exists, deducting the vacancy, or two-thirds of five, which constitutes the City Commission form of government. We haven't had a chance to check into that because that question was only raised a few minutes ago; but checking the statute without checking any possible cases which might have some bearing on it, it seems to me a reasonable interpretation would be that three out of four constitutes the necessary two-thirds.

Under those circumstances I recommend the passage of these emergency resolutions, and then by four o'clock tomorrow we will give Director Murphy a formal opinion on the matter, and in the meantime he doesn't have to make any commitments based on these emergency resolutions, we will hold that until we get the opinion tomorrow.

If we can get it sometime earlier we will do it, but we will get it by four o'clock. We want to look into the decisions to see if there are some cases which controvert the reasonable interpretation which we think can be made under the circumstances.

Mayor Ellenstein: Is that agreeable?

Commissioner Murphy: Yes.

David Calvano made application for a permit to display fireworks as provided for in the provisions of Chapter 51 of the Laws of 1937, State of New Jersey, on Sheffield Street, from September 29th to October 1st, 1939.

Ordered filed.

Mayor Ellenstein offered the following resolutions:

WHEREAS, St. Lucy's Church, a religious organization of the State of New Jersey (in the City of Newark) has made an application for permit for fireworks display on Sheffield Street, in the City of Newark on Friday, September 29, 1939, between the hours of 3:00 P. M. and 7:00 P. M.; on Saturday, September 30th, 1939, between the hours of 1 P. M. and 7:00 P. M., and on Sunday, October 1, 1939, between the hours of 3:00 P. M. and 10:00 P. M.; and

WHEREAS, said application has been duly approved by the Chief of Police and Fire Department of the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that permission is hereby granted to St. Lucy's Church, a religious organization of the State of New Jersey (in the City of Newark) to conduct the fireworks display as applied for on the posting of a bond in the sum of Twenty-five hundred dollars (\$2,500) as provided by Chapter 51 of the Laws of 1937, said bond to be approved as to form by the Law Department.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, an application has been made to The City of Newark by St. Lucy's Church, a religious organization of the State of New Jersey, (in the City of Newark) sponsoring the official celebration of the feast day of St. Michael; and

WHEREAS, a bond as required by Chapter 51 of the Laws of 1937 has been filed, furnished by David Calvando, t/a Special Fireworks Co., and St. Lucy's Church, a religious organization of the State of New Jersey, as principals, and Seaboard Storage Company, as surety, the form of which has been approved by the Law Department of The City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that said bond be approved.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Regular Portland Cement, Broken Stone Aggregate, Mineral Filler, Concrete Sand, 3" Stone, Sheet Asphalt Binder Mixture, Coarse and Fine Concrete Base Mixture, Refined Tar Cement, and Tar Cold Patch Material, all for the Department of Public Affairs, and Traffic Signal Poles for the Department of Public Safety; also Reinforced Concrete Pipe for the Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Common Brick, Paving Brick Traffic Markers, for the Department of Public Affairs, Groceries and Dairy Products for the Department of Public Works, and Tire Chains for the Department of Public Affairs and Public Safety.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering materials listed below; therefore be it

RESOLVED, By the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

GRAYBAR ELECTRIC COMPANY,
Newark, N. J.

(Public Safety)

Approx. 10,000 ft. No. 14 10 Conduct-
or Rubber Covered Latex Cable,
2,500 ft. reels @ \$211.00 M. ft.

TURTLE & HUGHES, INC.—
Elizabeth, N. J.

(Public Safety)

Approx. 10 miles No. 12 gauge solid
hard drawn copper triple Braid
rubber covered wire @ \$11.50 M.
ft.

Approx. 10,000 ft. Copper Solid Hard
drawn Twisted Pair. 30% rubber
double braid @ \$27.50 M. ft.

JENCO BROTHERS, INC.,
Paterson, N. J.

(Public Works)

Leather and shoe findings for use in
Department of Public Welfare, for
the period of four (4) months, at
unit prices shown on list on file in
the Department of Central Pur-
chase.

HERVEY B. PHILLIPS,
t/a Addressograph Sales Agency,
Newark, N. J.

(Public Works)

One (1) Model No. 2700 Addresso-
graph Machine (as per spec.) for
\$1,441.50.

One (1) Keyboard graphotype for \$1,-
103.00.

One (1) proofing machine for \$125.00.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the
law and by the authority of the Board
of Commissioners of the City of New-
ark, New Jersey, the Department of
Central Purchase publicly solicited,
received and opened bids for furnish-
ing and delivering broken stone ag-
gregate; therefore be it

RESOLVED, by the Board of Com-
missioners of the City of Newark that
the contract for furnishing and de-
livering said broken stone to the City
of Newark be and the same hereby
is awarded as follows, being the low-
est formal bidder in response to pub-
lic advertisement for sealed propos-
als, the amount of its bid being as
follows, and the Director of the De-
partment of Public Safety and the
City Clerk of the City of Newark are
hereby authorized and directed to ex-
ecute on the part of the City of New-
ark, proper contract for furnishing
and delivering said broken stone ag-
gregate:

STANDARD BITULITHIC COM-
PANY, Newark, N. J.

(Public Affairs)

Approx. 300 tons hot, grade "J" brok-
en stone aggregate Section 417 Bu-
reau of Streets Standard Specifica-
tions, to be picked up by City's
trucks at vendor's plant as requir-
ed @ \$2.90 ton.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

The Director of the Department of Parks and Public Property submits the items, as hereinafter set forth, as obligations incurred by his Department, all of which were necessary in the conduct of its affairs and recommended for approval by the Director, who certifies as to correctness;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the following purchases of materials, supplies and labor, by authority of the Director of the Department of Parks and Public Property, be and the same are hereby approved:

Director's Office:

Bennett Oil Company, gasoline, oil, etc\$ 36.13

**Printing and Stationery—
Miscellaneous Advertising:**

Newark Evening News,
miscellaneous advertising 248.46
Newark Morning Ledger,
miscellaneous advertising 143.36
Newark Star Eagle,
miscellaneous advertising 148.88
Newark Sunday Call,
miscellaneous advertising 205.42

**Printing and Stationery—
Dedicated Revenue:**

Burroughs Adding Machine
Co., maintenance service 175.25
Newark Evening News, bound
volumes 27.00
Newark Sunday Call, bound
volumes 6.80
C. Chester Webb, repairing
typewriter 2.00

Public Buildings:

Max S. Kotler, repairing locks,
etc. 5.95
N. J. Bell Telephone Co., direct
wire service 177.09
N. J. Bell Telephone Co.,
switchboard service 901.39

**Public Buildings, City Owned
Property:**

Department of Public Affairs,
assessed water for sprinkler 3.75
Insurance Fund Commission,
fire insurance 632.73
Max S. Kotler, locks repaired,
etc 5.25

Smoke Abatement:

Bennett Oil Co., gasoline, oil,
etc. 20.57

Weights and Measures:

Bennett Oil Co., gasoline and
oil 3.91
City Treasurer, postage 8.00
Superior Garage of Newark,
Inc., storage and service 30.00

**Weights and Measures, Reserve
for Liabilities:**

Seederer-Kohlbusch, Inc, re-
nickeling cases, 61.50

Shade Tree:

Bennett Oil Co., gasoline, oil,
etc. 130.39
Atlas Auto Repair Co., Inc.,
truck repairs 8.15
Cornelius J. Cronin, transport-
ation, etc. 5.00
Wm. C. Hicks, transportation,
etc. 3.00
Walter R. MacPherson, trans-
portation, etc. 5.00
Solomon Newbarth, transport-
ation, etc. 5.00
Andrew J. Sweeney, trans-
portation, etc 5.00
Hugh P. Sweeney, transporta-
tion, etc. 5.00
Patrick H. Tansey, trans-
portation, etc. 5.00
Insurance Fund Commission,
fire insurance 77.25
Insurance Fund Commission,
medical compensation 231.00

N. J. Bell Telephone Co., telephone at nursery 5.00
 Sterling Motors Corp., repairs to truck 5.67
 Andrew Wilson, Inc., repairs to spraying machine 6.60

Jos. M. Byrne, Jr.
 M. Ellenstein
 Vincent J. Murphy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, John B. Keenan, Acting Director of the Department of Public Safety, and Leo Cluesmann, Deputy Director of the Department of Public Safety, are absent from the City; and

WHEREAS, the payrolls of the Department of Public Safety must be certified for the Civil Service Commission; and

WHEREAS, by reason of the absence of the said Acting Director and said Deputy Director of the Department of Public Safety, it is deemed necessary that Frank E. Brex be vested with the authority to sign the said payrolls for the said Department;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that Frank E. Brex be and he is hereby authorized to sign the payrolls for all divisions of the said Department of Public Safety, during the absence of the said Acting Director and said Deputy Director as aforesaid, and the signing thereof by the said Frank E. Brex is hereby approved and ratified.

Pearce R. Franklin
 Vincent J. Murphy
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED, by the Board of Commissioners of the City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the second half of September, 1939, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

John O'Brien, Laborer, absent without leave on September 20th and 21st, 1939, these two days deducted from his salary.

ANNUAL VACATIONS, WITH PAY, EFFECTIVE ON DATES SHOWN. PUBLIC BUILDINGS

Elizabeth McElroy, Cleaner, one week, September 11, 1939.

Jennie Pink, Cleaner, one week, September 18th, 1939.

Anna Newhall, Cleaner, one week, September 18th, 1939.

Mary Egan, Cleaner, one week, September 18th, 1939.

Bessie Ganning, Cleaner, one week, September 25, 1939.

William O'Shea, General Carpenter, one week, September 18, 1939.

SHADE TREE

Harry Corbally, Clerk, one week, September 25th, 1939.

Ida Freund, Attendant, 7 days,
September 23, 1939.

Charles Moss, Laborer, 2 days,
September 14 and 15th, 1939.

John Prendergast, Laborer, 2 days,
September 18 and 19, 1939.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

RESOLVED, That the following
titles be and the same are hereby
created in the Bureau of Health, De-
partment of Public Works, at a sal-
ary of \$2,100 per annum, effective
October 1, 1939:

Supervising Nurse, Tuberculosis
Division;

Supervising Nurse, Parochial
School Medical Inspection;

Supervising Nurse, Child Hygiene
Division.

These positions shall be filled by
promotional examinations to which
Health Nurses who have been em-
ployed in the Bureau of Health, De-
partment of Public Works, for at
least ten (10) years, shall be eligible.

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

RESOLVED, That the title of
Frank Catena, Porter in the Bureau
of Health, Department of Public
Works, be and the same is hereby
changed to Assistant Head Janitor,
and that his salary be adjusted from
\$1,200 to \$1,500 per annum, effective
September 1, 1939.

Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Mayor Ellenstein.

Commissioner Murphy not voting.

RESOLVED, that the title of As-
sistant Head Janitor be and the same
is hereby created in the Bureau of
Health, Department of Public Works,
at a salary of \$1,500 per annum, ef-
fective September 1, 1939.

Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Mayor Ellenstein.

Commissioner Murphy not voting.

RESOLVED, By the Board of Com-
missioners of The City of Newark,
that the salary of Joseph A. Waid,
Legal Assistant, Law Department,
Department of Public Works, be and
the same is hereby increased from
\$4,000.00 to \$4,500.00 per annum, and
payable in manner as other salaries
are paid, effective October 1st, 1939.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution.

was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of the City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the second half of September, 1939, be and the same are hereby confirmed, approved and ratified:

PUBLIC BUILDINGS

Josephine Nester, temporarily appointed Telephone Operator, effective September 18th, 1939, for vacation relief, at a salary of \$20.00 per week.

ANNUAL VACATIONS, WITH PAY, EFFECTIVE ON DATES SHOWN. PUBLIC BUILDINGS

Anna Seifert, Telephone Operator, one week, September 18, 1939.

Agnes Lamb, Telephone Operator, two weeks, September 25, 1939.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, by resolution No. 5392 adopted August 2nd, 1939, the vacation of Daniel Peters, Elevator Operator in the Bureau of Public Buildings, Department of Parks and Public Property, was granted for two weeks, whereas it should have been one week, effective August 7th, 1939; and

WHEREAS, by resolution No. 5594 adopted August 30th, 1939, Harry

Mott, Elevator Operator in the Bureau of Public Buildings, Department of Parks and Public Property, was erroneously granted a two weeks vacation, effective September 11th, 1939; and

WHEREAS, by resolution No. 5658, adopted September 13th, 1939, Harry Mott was granted a two weeks vacation instead of three weeks, effective September 20th, 1939;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the vacation periods of the above named persons are submitted by the Director of the Department of Parks and Public Property as follows:

Daniel Peters, Elevator Operator, one week vacation, with pay, effective August 7th, 1939.

Harry Mott, Elevator Operator, three weeks vacation, with pay, effective September 20th, 1939.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, because of illness it is necessary for Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property, to absent himself from his duties for a short period of time, and requests this Board to designate Ernest F. Masini to act in the place and stead of said Director during such temporary absence;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that Ernest F. Masini be and he is hereby designated to act

in the place and stead of said Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property, during such temporary absence; and that the acts of said Ernest F. Masini shall in all respects be legal and binding as if done and performed by said Joseph M. Byrne, Jr.; under and by virtue of the provisions of Chapter 319, P. L. 1920, Article XXXVII, Sec. 19, (as amended etc., R.S. 40: 46-13)

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, That a sum not to exceed Two hundred and fifty dollars (\$250.00) be and the same hereby is appropriated to Edward S. Rankin, Division Engineer of the Division of Sewers, George W. Andress, Engineer in Charge of the Bureau of Streets, and John S. Flockhart, Principal Assistant Engineer of the Bureau of Street Cleaning, to cover expenses in attendance at the Convention of the American Public Works Association to be held in Pittsburgh, Pennsylvania, on October 9, 10 and 11, 1939.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That Samuel G. Sharwell, Chief Inspector, Food and Drug Division of the Bureau of Health, Department of Public Works, is hereby authorized to attend the convention of the New York State Dairy and Milk Inspectors' Association, to be held at Syracuse, New York, from September 27th to 29th, inclusive, and the expenses incurred by Mr. Sharwell in attending this convention are not to exceed the sum of Fifty dollars (\$50.00).

Vincent J. Murphy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, That a sum not to exceed One hundred fifty dollars (\$150.00) be and the same hereby is appropriated to Raymond J. Dempsey, Port Supervisor in the Department of Public Affairs, to cover expenses in attendance at the Convention of The American Association of Port Authorities, to be held in Milwaukee, Wisconsin, from October 8 to October 12, 1939.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the

Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Battery Park Company (Society Babies Hospital, owner); for the renewal of permit for stationary gasoline pump in automobile parking station; premises 439-445 High Street; such use to be limited to the period of one year ending June 26th, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Rankin: There was an objection in this case, but the Board approved it finally.

Mayor Ellenstein: One objector?

Is there any person who desires to be heard in opposition to this application?

Commissioner Murphy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Peter Provenzano (Edward and Jessie Confroy, owners); for the use of two portable gasoline tanks in a 2nd business district; premises 243 Thirteenth Avenue; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Were there any objectors?

Mr. Rankin: There were at the meeting.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Rankin: One of the objectors was a competitor in the neighborhood.

Mayor Ellenstein: I will entertain a motion.

Commissioner Murphy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of John Grassano (The Geiger Estates Corp., owner); for the construction and operation of a gasoline station including lubricatorium in a 2nd business district; premises 296-300 West Market Street; same to be constructed and operated in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Rankin: We had one objector.

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Frank Pagano, owner; for the construction of an addition to present garage; premises 264 Central Avenue;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Rankin: There were no objector on this one.

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., September 19, 1939

The Board of Commissioners
of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

340-342 Halsey Street; Albert Lashner; in a 2nd business district the establishment and operation of an automobile parking station; on condition that a fence or guard rail be erected along street lines and that all automobiles entering or leaving this station do so with the flow of traffic; same to be operated and maintained in conformity with the rules of this Board; such use to be limited to the period of one year; (No objectors);

197 Twelfth Avenue; Murray Berger; in a 2nd business district the manufacture of dresses;

*267-271 Sixteenth Avenue; Betty Black; renewal of permit for automobile parking station and automobile repair shop in rear of gasoline station; such use to be limited to the period of one year ending September 28, 1940;

*14-16 Arlington Street; Arthur Luppy; renewal of permit for automobile parking station; such use to be limited to the period of one year ending September 26, 1940;

*422-424 Plane Street; William Smith; renewal of permit for automobile parking station; such use to be limited to the period of one year ending September 26th, 1940;

*45-47 Edison Plane; Battery Park Co.; renewal of permit for au-

tomobile parking station; such use to be limited to the period of one year ending September 1, 1940;

106-108 Hunterdon Street; Philip Baking Co., in a 3rd residence district the construction of addition to present bakery; (No objectors).

Respectfully submitted,
Board of Adjustment.

R. B. Rankin,
Secretary.

(These matters to be heard by the Board of Commissioners at its meeting of September 20, 1939.)

Received, copy to be sent to each Commissioner and further action postponed to October 4, 1939.

The City Clerk: Eight of these are renewals and can be disposed of at this time under a suspension of the rules.

Mayor Ellenstein: A motion would be in order to suspend the rules in these eight cases.

Commissioner Murphy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Betty Block (Gerber Holding Co., owner); for the renewal of permit for automobile parking station and automobile repair shop in rear of gasoline station; premises 267-271 Sixteenth Avenue; such use to be limited to the period of one year ending September 28, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Arthur Luppy (Blaicher Holding Co., owner); for the renewal of permit for automobile parking station; premises 14-16 Arlington Street; such use to be limited to the period of one year ending September 26, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of William Smith (The Drew Company, owner); for the renewal of permit for automobile parking station; premises 422-424 Plane Street; such use to be limited to the period of one year ending September 26, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Marce R. Franklin
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Battery Park Co., (Fidelity Union Trust Co., trustee, owner); for the renewal of permit for automobile parking station; premises 45-47 Edison Place; such use to be limited to the period of one year ending September 1, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we

concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Board of Adjustment

Newark, N. J., September 19, 1939.

The Board of Commissioners
of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day the resolution was adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928, (40; 55-39 Revised Statutes of 1937) that the following application for a variance from the terms of the Zoning Ordinance be allowed:

595-597 Hunterdon Street; Milton Bierman, owner; in a 3rd residence district the construction of a two-car garage; on condition that the garage is not more than twenty (20') feet in depth and that overhead doors are installed.

This recommendation was withheld from the previous list of cases decided on September 19th, pending the filing of revised plans.

Respectfully submitted,

Board of Adjustment,
R. B. Rankin, Secretary.

(This matter to be heard by the Board of Commissioners at its meeting of September 21, 1939.)

Received, copy to be sent to each Commissioner and further action postponed to October 4, 1939.

Board of Adjustment

Newark, N. J., September 26, 1939.
The Board of Commissioners of
the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928, (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*98-104 Maple Avenue (rear);
renewal of permit for automobile
repair shop; such use to be limited
to the period of one year ending
August 22, 1940;

**64-66 Mulberry Street; Rayner
Auto Service; renewal of permit for
automobile parking station and one
stationary gasoline pump; such use
to be limited to the period of one
year ending September 23, 1940;

276-284 Frelinghuysen Avenue;
Apex Service Station; in a 2nd in-
dustrial district the installation of
three additional gasoline pumps and
one new driveway; such use to be
limited to the period ending June
23, 1945;

*234-236 First Street; Joseph
Sinisi; renewal of permit for re-
tail ice depot; such use to be limit-
ed to the period of two years end-
ing September 11, 1941.

Very truly yours,
Board of Adjustment.

R. B. Rankin,
Secretary.

(These matters to be heard by the
Board of Commissioners at its meet-
ing of September 27, 1939.)

Received, copy to be sent to each
Commissioner and further action
postponed to October 4, 1939.

Commissioner Franklin offered the
following resolutions:

WHEREAS, on an appeal to the
Board of Adjustment from the ruling
of the Zoning Enforcement Officer
the said Board, after having consid-
ered the same, recommended in writ-
ing to the Board of Commissioners of
the City of Newark that the follow-
structure or use be allowed:

Application of Arthur J. Brun-
ner (Conrad Throm, owner); for
the renewal of permit for automo-
bile repair shop; premises 98-104
Maple Avenue (rear); such use to
be limited to the period of one year
ending August 22, 1940;

AND the matter having been con-
sidered by this Board;

IT IS RESOLVED, by the Board of
Commissioners of the City of New-
ark, that said recommendations of the
Board of Adjustment be and the same
are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any per-
son who desires to be heard in oppo-
sition to this application?

Commissioner Franklin: I move we
concur in the recommendation of the
Board of Adjustment.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the
Board of Adjustment from the ruling

of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Rayner Auto Service (Gertrude E. Hummel, owner); for the renewal of permit for automobile parking station; premises 64-66 Mulberry Street; such use to be limited to the period of one year ending September 23, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Joseph Sinisi (Theodore J. Steller, owner); for the renewal of permit for retail ice

depot; premises 234-236 First Street; such use to be limited to the period of two years ending September 11, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

The City Clerk: Mr. Mayor, I have a request from a representative of the applicant, Apex Service Station for a suspension of the rules in a matter which was passed yesterday by the zoning board and referred to our Board for a hearing date. There were no objectors, I understand.

Mayor Ellenstein: A motion would be in order that the rules be suspended in this case.

Commissioner Murphy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Apex Service Station (Lidgerwood Estates, Inc., owner); for the installation of three additional gasoline pumps and one new driveway in a 2nd industrial district; premises 276-284 Frelinghuysen Avenue; such use to be limited to the period ending June 23, 1945;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Murphy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The other zoning matters will take the usual course and be heard one week from today on October 4.

The City Clerk. Here is a matter which was overlooked: The application of Milton Bierman for the construction of a two-car garage, 595-597 Hunterdon Street.

Mayor Ellenstein: That was referred to you?

The City Clerk: Yes, on the 19th.

Mayor Ellenstein: That comes up in the regular course?

The City Clerk: Yes.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Milton Bierman, owner; for the construction of a two-car garage in a 3rd residence-district; premises 595-597 Hunterdon Street; on condition that the garage is not more than twenty (20') feet in depth and that overhead doors are installed;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Murphy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

REPORTS OF CITY OFFICERS

The following reports of City Officers were received and ordered filed:

Superintendent of Weights and Measures for August, 1939.

Department of Buildings for August, 1939.

Clerk of First District Court for August, 1939.

Clerk of Second District Court for August, 1939.

Superintendent of Alms House for August, 1939.

City Clerk (2) for August, 1939.

Thomas F. Guthrie, Chief, 1st Criminal Court, for August, 1939.

Thomas F. Guthrie, Chief Clerk,

Night Police Court Traffic, for August, 1939.

Charles F. McGovern, Clerk 2nd Criminal Court, Part 1, for August, 1939.

Charles F. McGovern, Clerk 2nd Criminal Court, Part 2, for August, 1939.

Robert J. Beckley, Clerk 3rd Criminal Court for August, 1939.

Elizabeth S. Lewis, Clerk Family Court for August, 1939.

City Treasurer for August, 1939.
City of Newark, New Jersey
Department of Revenue and Finance

September 1, 1939.

To the Honorable,
The Commissioners of
The City of Newark, N. J.

Gentlemen:

In accordance with the Act of the Legislature entitled "A further supplement of the Act entitled 'An Act to amend and revise the charter of the City of Newark, N. J.' approved February 22, 1876" I herewith present a statement of the receipts and disbursements for the month of August, 1939:

RECEIPTS

Cash on hand July 31, 1939	\$3,819,650.30	
Received from Comptroller August	6,729,145.54	
Transfer from Doremus Avenue, General	1,937.49	
Transfer from Doremus Avenue, 1438-F	675.00	
		\$10,551,408.33

DISBURSEMENTS

By Warrant	\$3,682,136.43	
Without Warrant	45,032.93	
Returned Checks	6,491.41	
		3,733,660.77

Cash on hand August 31, 1939	\$ 6,817,747.56
------------------------------------	-----------------

Respectfully,

Vincent J. Murphy,
Director of Revenue and Finance.
By Joseph J. Kroehl.

Mayor Ellenstein: Because of the unfortunate and forced absence of Director Byrne, who is ill, the City Commission, in accordance with its understanding, will not ballot on the candidacies of those proposed or who might be proposed to fill the vacancy which exists in the City Commission.

A motion to adjourn is in order.

Commissioner Franklin: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN

VINCENT J. MURPHY

PEARCE R. FRANKLIN

The Board of Commissioners of

The City of Newark, N. J.

H. S. REICHENSTEIN,

City Clerk.

MINUTES OF MEETINGS
OF THE
Board of Commissioners

October, 1939

Newark, N. J., October 2, 1939.

A special meeting of the Board of Commissioners of The City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The Clerk read the following call for the meeting:

The City of Newark, New Jersey
Meyer C. Ellenstein,
Mayor.

September 30, 1939.

Mr. Harry S. Reichenstein,
City Clerk,
Newark, N. J.

Dear Sir:

This is to advise you that a special meeting of the City Commission has been called for 10:30 A. M., Monday, October 2, 1939, in the Mayor's office, in connection with relief appropriations.

Very truly yours,
Meyer C. Ellenstein,
Mayor.

Ordered filed.

Commissioner Franklin offered the following resolutions:

RESOLVED, By the Board of Commissioners of The City of Newark, that Resolutions Nos. 5724 and 5725, adopted September 27, 1939, be and the same are hereby rescinded.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, an emergency has arisen with respect to relief of poor; and,

WHEREAS, adequate provision was not made in the 1939 Budget for the aforesaid purpose; and,

WHEREAS, R S 40: 2-31, Chapter 23, P. L. 1939, provides for the creation of an emergency appropriation for the purpose above mentioned; and,

WHEREAS, the total amount of emergency appropriations created for this purpose, including the appropriation to be created by this resolution, is Three Million One Hundred and Forty-four Thousand Two Hundred Dollars (\$3,144,200.00);

1. NOW, THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark that an emergency appropriation be and the same is hereby made present to R. S. 40:2-31, Chapter 23, P. L. 1939, in the total amount of Five Hundred Thousand Dollars (\$500,000.00);

1A. BE IT FURTHER RESOLVED, That said appropriation shall be provided for in full in the 1940 Budget; and,

1B. BE IT FURTHER RESOLVED, That an "Emergency Note," not in excess of the above amount, be hereby authorized, pursuant to R. S. 40: 2-31 and in accordance with the provisions of 40: 2-40 and 40: 2-41 and 40:2-43 to 40: 2-46; and,

1C. BE IT FURTHER RESOLVED, That said note shall be dated September 28th, 1939, may be renewed from time to time, and such note and any renewals thereof shall be payable on or before December 31st, 1940.

1D. BE IT FURTHER RESOLVED, That a copy of this resolution be filed forthwith with the Commissioner of Local Government.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, an emergency has arisen with respect to emergency relief administration in the department of Public Works; and,

WHEREAS, no adequate provision was made in the 1939 Budget for the aforesaid purpose; and,

WHEREAS, R. S. 40:2-31 provides for the creation of an emergency appropriation for the purpose above mentioned; and,

WHEREAS, the total amount of emergency appropriations created, including the appropriation to be created by this resolution, is One Hundred and Ninety-one Thousand One Hundred and Forty-four Dollars and Eighty-six Cents (\$191,144.86), and three per cent. (3%) of the total current operating appropriations in the Budget for 1939 is Four Hundred Ninety-five Thousand Two Hundred and Nine Dollars and Sixty-three Cents (\$495,209.63);

1. NOW, THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that an emergency appropriation be and the same is hereby made, pursuant to R. S. 40: 2-31, (1) in the total amount of One Hundred Eighty-two Thousand Nine Hundred and Thirty-three Dollars and Fifty-four Cents (\$182,933.54), being apportioned for

Personal Services	\$125,000.00
Other than Personal Services	57,933.54

1A. BE IT FURTHER RESOLVED, That said appropriations shall be provided for in full in the 1940 Budget; and,

1B. BE IT FURTHER RESOLVED,

That a copy of this resolution be filed forthwith with the Commissioner of Local Government.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there anything else?

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: A motion to adjourn is in order.

Commissioner Murphy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. ELLENSTEIN
PEARCE R. FRANKLIN
JOS. M. BYRNE, JR.
VINCENT J. MURPHY

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., October 4, 1939

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M.

Present: Commissioners Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioner Byrne.

Mayor Ellenstein: The Clerk will read the minutes of the meeting of September 27th as well as the special meeting of October 2nd.

Commissioner Murphy: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance providing for the issuance of \$200,000 Water Bonds of the City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The Board of Commissioners of The City of Newark Do Ordain as follows:

Section 1. It is hereby determined and stated that the Board of Commissioners of The City of Newark

proposes to enlarge the water supply system established and operated by said City, by the construction of additional water mains; that said purpose is not a current expense of said City, and that it is necessary to finance said purpose by the issuance of obligations of said City, pursuant to the Local Bond Law of New Jersey, as hereinafter provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law, that (a) part of the cost of said purpose in labor and materials is to be met by the Works Progress Administration of the United States of America; (b) the estimated maximum amount of money necessary to be raised from all sources for said purpose is Two Hundred and Five Thousand Dollars (\$205,000); (c) the maximum amount which is to be charged as a part of the cost of said purpose and which is necessary to finance interest on obligations issued to finance such purpose or to finance engineering or inspection costs and legal expenses, or to finance the cost of the issuance of said obligations, as provided in Section 40:1-55 of said Law, is Thirty Thousand Dollars (\$30,000.00) (d) Five Thousand Dollars (\$5,000) of the cost of said purpose is to be met from the down payment which is to be appropriated as hereinafter provided; and (e) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is Two Hundred Thousand Dollars (\$200,000).

Section 3. Pursuant to Section 40:1-12 of said Local Bond Law, the sum of Five Thousand Dollars (\$5,000) shall be included as a down payment to finance said purpose, in the budget of said City for the fiscal year beginning January 1, 1940, in addition to

any sums which may otherwise be required to be appropriated in said budget for the payment of interest on or any maturing principal of the obligations authorized to be issued by this ordinance.

Section 4. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding Two Hundred Thousand Dollars (\$200,000) to be designated "Water Bonds," are hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 5. To finance said purpose, Bond Anticipation Notes of said City of an aggregate principal amount not exceeding Two Hundred Thousand Dollars (\$200,000) are hereby authorized to be issued in anticipation of the issuance of said bonds, pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by said Law. All matters with respect to said notes not determined by this ordinance shall be determined by resolutions to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 6. It is hereby determined and declared that the period of usefulness of said purpose is a period of forty years from the date of said bonds.

Section 7. No part of the cost of financing said purpose has been or is to be specially assessed against property specially benefited thereby.

Section 8. It is hereby determined and declared that the supplemental debt statement required by said Local Bond Law has been duly made and filed in the Office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 40:1-76 of said Law, is increased by this ordinance by Two Hundred Thousand Dollars (\$200,000) and that the issuance of said obligations is permitted by an exception to the debt limitations prescribed by said Law, contained in sub-division (d) of Section 40:1-16 of said Law.

Section 9. This ordinance shall take effect twenty days after the first publication thereof after final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin mover that October 18th, 1939, at 11 A. M. Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Ten Thousand Eight Hundred One Dollars and Thirty-eight Cents (\$10,801.38) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions Prior Years
Taxes—Granted by State
Board of Tax Appeals\$ 10,801.38

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Thirteen Dollars and Fifty Cents (\$213.50) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Treasurer's Office\$ 15.00
Personal Tax Arrears 12.50
Reserve for Liabilities 186.00
\$213.50

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eight Hundred Thirty-one Dollars and Twenty-five Cents (\$831.25) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the overtime payroll of the Employees of the Tax Receiver's Office covering period from August 27th to September 7th, 1939:

Tax Receiver\$831.25

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Million Five Hundred Eighty Thousand Dollars (\$2,580,000.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Public School Appropriation\$2,580,000.00

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-two Thousand, Seven Hundred Eighty-five Dollars and Eight Cents (\$22,785.08) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, being

the semi-monthly payrolls of the Department of Revenue and Finance from September 16th to 30th, 1939, as follows:

Director's Office	\$ 1,341.65
Comptroller's Office	2,717.84
Auditor's Office	2,315.83
Treasurer's Office	1,007.04
Receiver of Taxes	3,778.18
Arrears Personal Taxes	1,501.93
Board of Assessment and Revision of Taxes	6,835.95
WPA Tax Revaluation Project 5406	208.33
Board of Assessment for Local Improvements	869.98
First District Court	1,096.66
Second District Court	1,111.64
	<hr/>
	\$ 22,785.08

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Thousand Four Hundred Fifty-two Dollars and Seventeen Cents (\$6,452.17) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 46.83
Tax Board	2,130.75
Maintenance Foreclosed Property	36.87
Reserve for Overpayments Tax Receiver's Office	4,237.72
	<hr/>
	\$ 6,452.17

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Sixty Thousand Five Hundred Dollars (\$560,500.00) be and the same is hereby appropriated to person named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Public School Appropriation	\$560,500.00
-----------------------------------	--------------

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Two Hundred Twenty Thousand, Four Hundred Ninety-three Dollars and Forty-nine Cents (\$220,493.49) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from September 15th to 30th, 1939, inclusive, as follows:

Director's Office	\$ 604.16
License Division	714.57
Building Division	8,137.47
Electrical Bureau	1,897.48
First Criminal and Family Courts	1,104.16
Second Criminal Court	610.39
Third Criminal Court	354.16
Night Police Court	312.49
Department of Central Purchase	1,905.82
Fire Division	79,745.81

Police Division . 130,106.98
\$220,493.49

Pearce R. Franklin
 Vincent J. Murphy
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nine Hundred Ninety-four Dollars and Fifty-six Cents (\$994.56) be and the same is hereby appropriated to the person named on annexed certified list, being the supplementary payroll of the Department of Public Safety from July 21, 1938, to December 15, 1939, inclusive, as follows:

Reserve for Liabilities
 (Police Division)\$994.56

Pearce R. Franklin
 Vincent J. Murphy
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-nine Dollars (\$49.00) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

Municipal Board of Alcoholic Beverage Control\$49.00

Pearce R. Franklin
 Vincent J. Murphy
 M. Ellenstein

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Thirty-two Dollars and Two Cents (\$232.02) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

License Division\$132.12
 Building Division 55.63
 Electrical Bureau 44.27
\$232.02

Pearce R. Franklin
 Vincent J. Murphy
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Hundred Thirty-three Dollars and Thirty-three Cents (\$633.33), be and the same is hereby appropriated to the City Treasurer, being the monthly payroll of the Department of Public Works, for the month of September, 1939:

U. S. Social Hygiene Fund\$633.33

Pearce R. Franklin
 Vincent J. Murphy
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Thousand, Three Hun-

dred Twenty-eight Dollars and Thirty-six Cents (\$100,328.36) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works, for the last half of September 1939:

Director's Office	\$ 1,566.65
Newark City Hospital (W PA Project)	166.66
Health Department	\$ 24,025.49
Newark City Hospital	23,508.30
Convalescent Hospital	1,977.65
Newark City Home	3,059.73
Public Baths	5,249.98
Newark Alms House	2,451.65
Ivy Hill Power Plant	2,950.49
Outdoor Poor	2,159.98
Law Department	3,912.45
Board of Adjustment	470.00
Relief Administration	28,829.33

\$100,328.36

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: By the Board of Commissioners of The City of Newark that the sum of Three Thousand, Two Hundred Fifty-six Dollars and Forty Cents (\$3,256.40) be and the same is hereby appropriated to the City treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending September 27th and September 30th, 1939, as follows:

Shade Tree	\$ 2,006.40
Public Buildings	1,250.00
	<hr/>
	\$ 3,256.40

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark that the sum of Eleven Thousand, Six Hundred Eighty-six Dollars and Thirty-six Cents (\$11,686.36) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from September 16th to September 30th, 1939, as follows:

Director's Office	\$ 1,029.15
Smoke Abatement	179.16
Public Buildings	7,884.04
Public Buildings—City Owned Property	219.86
Weights and Measures	481.66
Printing and Stationery	226.67
Shade Tree	1,457.49
WPA Project 1485-7	208.33
	<hr/>
	\$ 11,686.36

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-seven Thousand, One Hundred Seventy-eight Dollars and Forty-eight Cents (\$38,178.48) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the

Department of Public Affairs, as follows:

**City Treasurer, weekly payroll,
period ending September 27, 1939:**

Newark Airport	\$ 2,497.05
Bureau of Motors	2,614.50
Bureau of Streets	1,932.88
Bureau of Sewers	837.14
House Sewer Connections	575.33
Bureau of Street Cleaning	18,123.88
Street Construction	693.18
Bureau of Docks	752.40
Bureau of Water	9,152.12
	<hr/>
	\$ 37,178.48

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, Two Hundred Twenty-five Dollars and Seventy-one Cents (\$4,225.71) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA
Project 3531-7)\$ 4,225.71

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-eight Thousand, Eight Hundred

Fifty-one Dollars and Twenty-eight Cents (\$48,851.28) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

**City Treasurer, semi-monthly
payroll, period September 16th-
September 30th, 1939, both inclusive:**

Director's Office	\$ 1,452.07
Newark Airport	1,254.99
Bureau of Lighting	420.00
Bureau of Streets	5,977.41
Sidewalks	216.66
House Sewer Connections ..	380.82
Bureau of Sewers	1,119.14
Bureau of Street Cleaning ..	4,106.57
Bureau of Surveys	3,034.16
Engineering Division	1,129.99
Bureau of Motors	1,927.63
Bureau of Water	19,257.38
Swimming Pool Projects ..	708.33
Bureau of Docks	1,095.90
Newark Labor Relations Board	390.00
Sewer Construction	774.57
Airport Construction	\$ 1,315.00
Doremus Avenue Bridge Construction—WPA	445.83
Doremus Avenue Bridge Construction—General ..	200.00
City Clerk	3,213.23
Elections	432.50
	<hr/>
	\$ 48,851.28

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand, Seven Hundred Ninety-five Dollars and Nineteen Cents (\$1,795.19) be and the same hereby

is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Contingent Fund (Resolution 5580)	\$ 648.53
Newark World's Fair Committee (Contingent)	234.60
Elections	799.00
City Clerk	113.00
	<hr/>
	\$ 1,795.19

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, On Hundred Ninety-two Dollars and Fifteen Cents (\$3,192.15) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (Hayes Park East) (WPA Project 6069-7)....	\$ 2,905.60
Swimming Pool Construction (Hayes Park West) (WPA Project 6049-7) ..	125.05
Swimming Pool Construction (Boylan Street) (WPA Project 6069-7)	161.50
	<hr/>
	\$ 3,192.15

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-four Dollars (\$34.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$34.00
-------------	---------

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, Elwood H. Smith was the record owner of premises known as No. 39 Oraton Street, Newark, New Jersey, Block 618, Lot 12, on the assessing dates for the years 1938 and 1937; and

WHEREAS, said premises were assessed at a valuation of Land \$1,200.00, improvements \$3,500.00, total \$4,500.00, tax \$166.05 for 1937 and \$207.45 for 1938; and

WHEREAS, said Elwood H. Smith is an honorably discharged veteran who is entitled to a total annual exemption of \$500.00 but failed to obtain \$400.00 thereof for said years;

BE IT THEREFORE RESOLVED, by the Board of Commissioners of the City of Newark, that the said Elwood H. Smith be granted a credit on an exemption of \$400.00 from the assessed value of his real estate, being \$14.76 for 1937 and \$18.44 for 1938, and that the Comptroller be and he is

by authorized to note said credits upon his records.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the City of Newark is the owner of certain lands in the City of Newark, Essex County, New Jersey, described as follows:

Premises situate lying and being in the City of Newark, in the County of Essex and State of New Jersey, being known and designated as No. 47 Paterson Street, Block Number 2037, Lot Number 8, on the assessment Maps of the City of Newark; and more particularly described as follows:

BEGINNING at the intersection of the westerly line of Niagara Street with the southerly line of Paterson Street; from thence running along line of Paterson Street south seventy degrees thirty-eight minutes west twenty-three feet nine inches; thence south eighteen degrees forty-six minutes east eighty-one feet seven inches; thence north sixty-five degrees forty-five minutes east thirty-eight feet ten inches to Niagara Street and hence along same north twenty-nine degrees thirty-five minutes west seventy-nine feet eight inches to the place of beginning.

AND WHEREAS, said lands are not convenient or needed for public use by The City;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that by virtue of and in accordance with the provisions

of Revised Statutes of New Jersey 40-60-26, said lands above described be sold at public sale, to the highest bidder, for cash, after public advertisement given in a newspaper circulating in the municipality at least once a week, for two weeks, prior to such sale;

AND BE IT FURTHER RESOLVED, that the Director of the Department of Revenue and Finance be and he hereby is authorized to sell said lands to the highest bidder, for cash; provided that the highest offer received at such sale, in the opinion of the said Director of the Department of Revenue and Finance, be a fair and equitable one and for the best advantage of The City of Newark to accept;

AND BE IT FURTHER RESOLVED, that the Director of the Department of Revenue and Finance and the City Clerk hereby are authorized and directed to execute a Bargain and Sale Deed to the purchaser upon compliance with the Conditions of Sale.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, the Works Progress Administration desires the use of the old Fifth Precinct Building, 472 Orange Street, owned by the City, for the conduct of WPA projects, and which use has been had in the past; and

WHEREAS, the said building is not presently needed by the City for municipal purposes;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to enter in a lease of the aforesaid premises to the Works Progress Administration for a period of one year, from October 15, 1939; conditioned for payment by tenant of costs of repairs and maintenance, light, heat and water, and with 30-day recapture clause; and further conditioned as aforesaid Director may provide, the form of lease subject to approval of Law Department.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, a charge appears on the books of the Department of Public Affairs, Division of Water, of the City of Newark, in the amount of \$318.00 for water consumed on the premises 116 Boyd Street, Newark, between May 15th, 1934, and July 2nd, 1936; and

WHEREAS, said charge appears to be uncollectible and according to the opinion of the Law Department a suit to recover said amount cannot be maintained; and

WHEREAS, an offer of \$25.00 has been made to settle said claim and expunge the charge; and the Water Division being satisfied and having approved said settlement; and a copy of the opinion of the Law Department being annexed hereto;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that said charge of \$318.00 for the unmetered water, al-

leged to have been consumed at premises 116 Boyd Street, Newark, between May 15, 1934, and July 2nd, 1936, be settled in the sum of \$25.00, and that the difference of \$293.00 be cancelled; and that the proper officers of the City of Newark be and they are hereby authorized to do any act necessary to effectuate said cancellation, and to accept said sum of \$25.00 in full discharge and satisfaction.

M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolution:

RESOLVED, by the Board of Commissioners of The City of Newark, that a certain lease made between Margaret McDermitt, widow, of the City of Newark, for the leasing of the first and second floors of the building No. 396 Plane Street, in the City of Newark, at an annual rental of Four hundred and twenty dollars for each floor, for a term of twenty-four (24) months commencing November 1, 1939; and the third floor in said building, No. 396 Plane Street, in the City of Newark, at an annual rent of four hundred and twenty dollars, for a term of twenty-five (25) months commencing October 1, 1939; upon the terms and conditions in said lease set forth, a copy of which is attached hereto, and made a part hereof, be and the same is approved, and the Director of the Department of Public Works, and the City Clerk are hereby directed to execute said lease on behalf of The City of Newark.

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Societa San Gerardo Maiella made application for permit to display fireworks on Sheffield Street at Lackawanna Railroad Bridge for October 14, 15, and 16th, 1939, in connection with the official celebration of the feast day of San Gerardo under the auspices of St. Lucy's Roman Catholic Church.

Ordered filed.

Commissioner Franklin offered the following resolutions:

WHEREAS, Societa San Gerardo Maiella, a non-pecuniary corporation organized under the laws of the State of New Jersey, sponsoring the official celebration of the feast day of San Gerardo, under the auspices of St. Lucy's Roman Catholic Church, has made application for permit for fireworks at Sheffield Street, at Lackawanna Railroad Bridge, on Saturday, October 14th, 1939, between the hours of 9:00 A. M. and 12 o'clock noon, and between the hours of 1:30 and 10:30 P. M., and on Sunday, October 15th, 1939, between the hours of 9:00 A. M. and 12 o'clock noon, and between the hours of 1:30 and 10:30 P. M., and on Monday, October 16th, 1939, between the hours of 9 A. M. and 12 o'clock noon, and between the hours of 1:30 to 10:30 P. M.; and

WHEREAS, said application has been duly approved by the Chief of Police and the Fire Department of the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that permission is hereby granted to Societa San Gerardo Maiella, a non-pecuniary corporation organized under the laws of the

State of New Jersey, sponsoring the official celebration of the feast day of San Gerardo, under the auspices of St. Lucy's Roman Catholic Church, to conduct the fireworks display as applied for on the posting of a bond in the sum of Three thousand dollars (\$3,000) as provided by Chapter 51 of the Laws of 1937, said bond to be approved as to form by the Law Department.

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, an application has been made to The City of Newark by Societa San Gerardo Maiella, a non-pecuniary corporation organized under the laws of the State of New Jersey, sponsoring the official celebration of the feast day of San Gerardo, under the auspices of St. Lucy's Roman Catholic Church, on October 14th, 15th and 16th, 1939, on Sheffield Street at Lackawanna Bridge, Newark; and

WHEREAS, a bond as required by Chapter 51 of the Laws of 1937 has been furnished by Alexander Zarillo, trading as Neptune Fireworks, and Societa San Gerardo Maiella, as principals, and Indemnity Insurance Company of North America, (Philadelphia) as surety, the form of which has been approved by the Law Department of the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that said bond be approved.

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to advertise for sealed bids for the leasing of the following city-owned property, located in the City of Newark, for parking station:

Premises known and designated as 221 and 243 Mulberry Street.

Bids to be received between the hours of 11 and 11:15 A. M. (Standard Time) at such time as may be designated in said advertisement. Bids to be advertised for and received in the manner provided by law.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering forage for the Departments of Public Works, Public Safety and Public Affairs, drugs, X-ray and surgical supplies for the Department of Public Works and meats and meat products for Department of Public Works.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that the Director of the Department of Public Affairs be and he hereby is authorized to advertise for sealed proposals for the purchase of about six thousand five hundred (6,500) linear feet of 48-inch pipe and specials, together with necessary appurtenances, for the completion, under WPA Project Applications already approved, of Section 4 of the Bloomfield Avenue Tower, South Orange Avenue Reservoir Aqueduct and of the Second River, Bloomfield Avenue Tower Aqueduct; Said proposals to be received at such times and places as the said Director shall, in proper advertisements, designate.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property received informal bids for furnishing and installing new hoist cables on sidewalk electric freight elevators, Otis Machines No. 104694 and No. 104695, located in the Board of Education Building; and

WHEREAS, The Otis Elevator

Company is deemed the lowest responsible bidder, having agreed to do the work as aforesaid for the sum of Fifty dollars (\$50.00);

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to contract with Otis Elevator Company for aforesaid work at cost of Fifty dollars (\$50.00).

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, a contract was entered into between the City of Newark and the National Tube Company, for furnishing and delivering 48-inch pipe for a portion of Section 4 of the Aqueduct from Bloomfield Avenue Tower to South Orange Avenue Reservoir, and for a portion of the Aqueduct from the Second River to the Bloomfield Avenue Tower, in the City of Newark, Essex County, New Jersey (Contract 43, Division of Water), on June 1, 1939; and

WHEREAS, the contract called for furnishing and delivering 3,500 lineal feet of 48-inch pipe at Ten Dollars and fifty-nine cents (\$10.59) per lineal foot, a total cost of Thirty seven thousand sixty-five dollars (\$37,065.00); and

WHEREAS, final measurements taken by the Engineers show that the contractor actually furnished and delivered 3,502.66 lineal feet, thereby increasing the final cost of this contract twenty-eight dollars and seventeen cents (\$28.17); and

THEREFORE BE IT RESOLVED, that the above extra cost amounting to Twenty-eight dollars and seventeen cents (\$28.17) in addition to the regular contract, be paid to the National Tube Company, all as shown on the attached final estimate; and

BE IT FURTHER RESOLVED, that the contract be and the same hereby is accepted, upon the passage of this resolution, as provided in the contract documents.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Department of Parks and Public Property has procured informally the prices for the doing of certain work, to wit: to furnish the necessary labor and material to perform the work in connection with No. 2 Otis electric passenger elevator, machine No. 104546, located in the Board of Education Building, Green Street, Newark, New Jersey; to remove the armature from premises to contractor's shop and properly balance same; to install two new motor bearing sleeves; align motor shaft to worm shaft; and to do all things necessary in connection with the completion of said work and the satisfactory operation of the apparatus, by reason of such repairs and replacements, it being agreed if the armature shaft is found to be bent or out of true when it is being balance, an additional charge will be made for necessary machine work to correct the fault; it being provided, however, that if this condition shall be found that the approval of the Acting Director of the Department of Parks and Public Property shall be held for such ex-

tra work before the same is done. Work is to be performed during the regular working hours of the regular working days in the building; and

WHEREAS, the Otis Elevator Company has agreed to do the work as aforesaid for One hundred and thirty-six dollars (\$136.00);

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that the Department of Parks and Public Property be and is hereby authorized to contract as aforesaid with the Otis Elevator Company.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering hospital beds and fracture and orthopedic table, for the Department of Public Works; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said equipment to the City of Newark be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and the

City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said hospital beds and fracture and orthopedic table:

REINHOLD SCHUMANN, Inc.
Newark, N. J.

(Public Works)

Twelve (12) only No. 201 hospital beds with sides and Gatch springs, white enamel finish, Hurd Mfg. Company, Buffalo, N. Y. @ \$38.25 each.

One (1) only No. A-2000 Hawley Scanlon fracture and orthopedic table for \$750.00.

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the title of Ediphone Operator be and the same is hereby created in the Department of Public Welfare, Department of Public Works, at a salary of \$1,380 per annum, effective October 4, 1939.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

BE IT RESOLVED, by the Board

of Commissioners of the City of New
ark, New Jersey, that the salary of
the following employee in the City
Clerk's Office, be and the same is
hereby increased as follows, effective
October 1, 1939:

Charles J. Kilcullen, Vault Attend-
ant, from: thirteen hundred and fifty
dollars (\$1,350.00) to sixteen hundred
dollars (\$1,600.00) payable semi-
monthly.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

RESOLVED, by the Board of Com-
missioners of the City of Newark that
the following changes appearing in
the payrolls of the Department of
Parks and Public Property for the
first half of October, 1939, and the
weekly payrolls as hereinafter set
forth, be and the same are hereby ap-
proved, confirmed and ratified:

PUBLIC BUILDINGS

James Walsh, Elevator Operator,
suspended August 4th, 1939, for ab-
sence without leave, reinstated Octo-
ber 5th, 1939.

John Black, Cleaner, on leave of ab-
sence without pay, returned to duty
October 1st, 1939.

DIRECTOR'S OFFICE

The name of Edna M. Scholl, Ex-
ecutive Clerk, changed to Edna M.
Holdsworth, marriage name, effective
October 1st, 1939.

The name of Helen M. Johnson,
Senior Clerk-Stenographer, changed

to Helen M. Cadici, effective October
1, 1939.

ANNUAL VACATIONS, WITH PAY,
GRANTED EFFECTIVE ON DATES
SHOWN.

PUBLIC BUILDINGS

Rose Diebold, Cleaner, one week,
October 2nd, 1939.

William Ranger, Cleaner, two
weeks, September 25th, 1939.

PUBLIC BUILDINGS CITY OWNED PROPERTY

James Hughes, Laborer, one week,
October 1st, 1939.

Frank Hess, Laborer, one week,
October 8th, 1939.

SHADE TREE

William M. Kennedy, Laborer-Tree
Climbing, 7 days, effective September
26th, 1939.

John McElroy, Laborer, 7 days, ef-
fective September 25th, 1939.

Victor Epper, Laborer-Tree Climb-
ing, 1 day, September 21, 1939.

Angela Faria, Attendant, 7 days,
effective October 12, 1939.

George Abate, Laborer, 7 days, ef-
fective October 2, 1939.

Timothy J. O'Connor, Laborer, 7
days, effective October 2, 1939.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

WHEREAS, The United States Conference of Mayors has adopted a resolution setting up a committee to investigate the background and developments of the so-called National Electric Code as prepared by the Electric Committee of the National Fire Protection Association; and

WHEREAS, it has been decided that five representatives and five alternates of the Conference of the Mayors have been invited to serve on the Electric Committee of the National Fire Protection Association; and

WHEREAS, the United States Conference of Mayors has requested that Ralph B. Ward, Chief of the Electrical Bureau of the City of Newark be designated as one of the ten representatives to serve on the said Electric Committee;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of the City of Newark that Ralph B. Ward, Chief of the Electrical Bureau of the City of Newark be and he is hereby designated as one of the ten representatives of the Conference of Mayors to serve on said Electric Committee of the National Fire Protection Association.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Mayer C. Ellenstein, Director of the Department of Public Affairs, is causing to be filed with National Youth Administration project application No. 91-3E-42 to provide part-time employment for 61 youths between 18 and 25 years of age, to be taken from the relief rolls

of the City, on a cooking project located in the NYA District No. 3 Headquarters Building at 445 Chestnut Street, Newark, (a school building donated for the exclusive use of the NYA by the Board of Education of the City of Newark). The workers employed will receive valuable training and work experience in home cooking, economical marketing, dietetics, etiquette, proper serving and preparation of meals; and

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$12,570.00 is contingent upon the expenditure of \$675.00 by the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$675.00 for the purpose aforesaid.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Pearce R. Franklin, Director of the Department of Public Works, is causing to be filed with the National Youth Administration project application No. 157-3E-11 to provide part-time employment for 31 youths between 18 to 25 years of age, to be taken from the relief rolls of the City, upon a construction program remodelling, repairing and renovating the Newark City Home for Boys, located in the Town of Verona, Essex County, State of New Jersey. Work will be done on 3 cottage dormitories, kitchen, dining hall, administration building, gymnasium, print shop, class

rooms, development of play fields, erection of link belt fence and other improvements on the grounds and buildings of the institution, which are owned by the City of Newark. The work will include carpentry repairs, masonry repairs, plumbing repairs, electrical wiring, painting and decorating. The youths employed will receive valuable training and work experience in the types of work enumerated; and

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$6,566.00 is contingent upon the expenditure of \$2,750.00 by the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Public Works be and he is hereby authorized to expend the sum of \$2,750.00 for purpose aforesaid.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Albert Lashner (Fourteenth Ward Building and Loan Association, owner); for the establishment and operation of an

automobile parking station in a 2nd business district; premises 340-342 Halsey Street; on condition that a fence or guard rail be erected along street lines and that all automobiles entering or leaving this station do so with the flow of traffic; same to be operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Murphy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Murray Berger (New Jersey Realty Co., owner); for the manufacture of dresses in a 2nd business district; premises 197 Twelfth Avenue;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Philip Baking Co. (Mary Filip, owner); for the construction of addition to present bakery in a 3rd residence district; premises 106-108 Hunterdon Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Murphy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., October 3, 1939.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40: 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*70 Montgomery Street; Baron & Udin, Inc.; owner; renewal of permit for the storage of lumber, sash, doors, etc.; such use to be limited to the period of five years ending September 26, 1944;

*269-277 Plane Street; W. Cyril Davis; renewal of permit for stationary gasoline pump in automobile parking station; such use to be limited to the period ending July 18, 1940;

*379 Elm Street; Albert Krampetz; renewal of permit for retail ice depot; such use to be limited to

the period of two years ending September 23, 1941;

173 Washington Street; Mid-Town Parking Co.; in a 2nd business district the establishment and operation of an addition to automobile parking station; same to be operated and maintained in conformity with the rules of this Board; same to be operated and maintained in conjunction with the automobile parking station located at 175-179 Washington Street and to be limited to the period ending July 14, 1940.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary.

(To be heard by Board of Commissioners on October 4, 1939).

Received, copy to be sent to each commissioner and further action postponed to October 11, 1939.

The City Clerk: There are four Board of Adjustment matters, three of which are renewals and can be disposed of at this time under a suspension of the rule.

I will entertain a motion that the rules be suspended in these three cases.

Commissioner Franklin: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having consid-

ered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Baron & Udin, Inc., owner; for the renewal of permit for the storage of lumber, sash, doors, etc.; premises 70 Montgomery Street; such use to be limited to the period of five years ending September 26, 1944;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Murphy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of W. Cyril Davis (Herman Z. Baum, owner); for the renewal of permit for stationary gasoline pump in automobile park-

ing station; premises 269-277 Plane Street; such use to be limited to the period ending July 18, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Murphy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Albert Krampetz (Brook Realty Co., owner); for the renewal of permit for retail ice depot; premises 379 Elm Street; such use to be limited to the period of two years ending September 23, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the

Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

REPORTS OF CITY OFFICERS

The following reports of City Officers were received and ordered filed:

Superintendent of Weights and Measures for September, 1939.

Department of Buildings for September, 1939.

Clerk of First District Court for September, 1939.

Clerk of Second District Court for September, 1939.

Superintendent of Alms House for September, 1939.

City Clerk (2) for September, 1939.

Thomas F. Guthrie, Chief Clerk, 1st Criminal Court, for September, 1939.

Thomas F. Guthrie, Chief Clerk, Night Police Court Traffic, for September, 1939.

Charles F. McGovern, Clerk 2nd Criminal Court, Part 1, for September, 1939.

Charles F McGovern, Clerk 2nd
Criminal Court, Part 2, for September, 1939.

October 2, 1939

Robert J. Beckley, Clerk 3rd Criminal Court for September, 1939.

Elizabeth S. Lewis, Clerk Family Court, for September, 1939.

City Treasurer for September, 1939.

Comptroller for September, 1939.

City of Newark, New Jersey.
Department of Revenue and Finance

To the Honorable
The Commissioners of
The City of Newark, N. J.

Gentlemen:

In accordance with the Act of the Legislature entitled "A further supplement of the Act entitled 'An Act to amend and revise the charter of the City of Newark, N. J.' approved February 22, 1866" I herewith present a statement of the receipts and disbursements for the month of September, 1939:

RECEIPTS

Cash on hand August 31, 1939	\$6,817,747.56	
Received from Comptroller September	2,273,839.19	
	<hr/>	\$9,091,586.75

DISBURSEMENTS

By Warrant	\$1,994,899.59	
Without Warrant	19,931.24	
Returned Checks	6,624.85	
Transferred to Emergency Relief, Special.....	110,000.00	
	<hr/>	\$2,131,455.68
Cash on hand September 30, 1939		\$6,960,131.07

Respectfully,

Vincent J. Murphy,

Director of Revenue and Finance.

By Joseph J. Kroehl.

Mayor Ellenstein: The other matter will take its usual course and be heard by this Board on October 11.

Because of the illness of Director Byrne and his being unable to attend the Commission meeting, the balloting on candidates to fill the vacancy will be deferred until the next regular meeting, unless any of the Commis-

sioners desire the calling of a special meeting, at which time I, as chairman, will follow that course in order to fill the vacancy as quickly as possible.

Commissioner Franklin: I move we adjourn.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., October 11, 1939.

A regular meeting of the Board of Commissioners of The City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Standard Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein; Acting Director Keenan.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

The minutes of the meeting of October 4, 1939, were read and approved.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance creating the rank of Sergeant-Stenographer in the Police Division of the Department of Public Safety of the City of Newark and providing for the appointment thereof.

The Board of Commissioners of the City of Newark Do Ordain:

1. There is hereby created in the Division of Police of the Department of Public Safety of the City of Newark the rank of Sergeant-Stenographer.

2. Said position of Sergeant-Stenographer shall be superior in rank to the position of Patrolman and shall be subordinate in rank to the position of Lieutenant of Police.

3 All ordinances or parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

4. This ordinance shall take effect immediately upon final passage and due publication in accordance with law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

Commissioner Murphy: I want to supplement my vote with the statement that I do not believe in view of the fact that the City Commission has not selected a fifth member of the Commission, I do not believe in all fairness to the man that is going in there that there should be any new positions created, new titles or positions of any kind. I believe that should be left to him, whoever he may be, in his survey and in his best judgment. I personally cannot agree with the introduction of an ordinance of this type.

Commissioner Franklin moved that October 25, 1939, at 11 A. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to amend an ordinance entitled "An Ordinance relating to the fixing the salary of certain officers and employees of the Divisions of Fire and Police, of the Department of Public Safety of The City of Newark," adopted January 11, 1927.

The Board of Commissioners of the City of Newark, Do Ordain:

1. That an Ordinance entitled: "An Ordinance relating to and fixing the salary of certain officers and employees of the Divisions of Fire and Police, of the Department of Public Safety of The City of Newark," adopted January 11, 1927, be and the same is hereby amended by adding to Article III thereof, a new section to be known as Section 7 (a), which new section shall read as follows:

7(a). That the annual salary of Sergeant-Stenographer, in the Division of Police, of the Department of Public Safety, shall be the sum of Three Thousand (\$3,000) Dollars during the first year of service of such Sergeant-Stenographer; Three Thousand One Hundred (\$3,100) Dollars during the second year of service of such Sergeant-Stenographer; Three Thousand Two Hundred (\$3,200) Dollars during the third year of service of such Sergeant-Stenographer; Three Thousand Three Hundred Dollars (\$3,300) during the fourth year of service of such Sergeant-Stenograph-

er; and Three Thousand Four Hundred (\$3,400) Dollars during the fifth and all subsequent years of service as such Sergeant-Stenographer.

2. All ordinances and parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

3. This ordinance shall take effect immediately upon final passage and publication in accordance with law.

Mayor Ellenstein: Director Byrne says he would like to see a copy of the ordinance. Director Byrne wishes to make a motion, before the vote is taken, to defer this ordinance for one week. So the ordinance will not be put to a vote on first reading, and the motion by Director Byrne is that this ordinance be deferred for one week. Is there a second to that motion?

Commissioner Franklin: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to supplement and amend an ordinance entitled "An Ordinance concernig the operation and maintenance of open air parking stations in The City of Newark, and providing for the licensing thereof," adopted June 15, 1932.

The Board of Commissioners of The City of Newark Do Ordain:

Section 1. That an Ordinance entitled "An Ordinance concerning the operation and maintenance of open air parking stations in the City of Newark, and providing for the licensing thereof," adopted June 15, 1932, be and the same is hereby supplemented, by adding thereto two sections to be known as "Section 3b" and Section 3c", as follows:

"3b. That at all open air parking stations where a sign or signs are displayed indicating charges to be made for parking, all lettering indicating the prices charged shall be of the same size, style and color. Where periods of time are displayed, the lettering indicating such periods shall also be of the same size, style and color. All lettering, however, indicating the periods of time for which charges are made shall be not less than one-third the size of the price lettering."

"3c. The provisions of Section 3b above shall not apply to such signs wherein special rates are displayed for parking privileges extended for the benefit of business concerns."

Section 2 That Section 7 of the aforesaid Ordinance shall be amended by adding thereto the provision that—

"except that Section 3b of this ordinance shall apply to all and every open air parking station, whether or not said land is owned by the City of Newark or otherwise," so that said Section 7 of the ordinance shall read as follows:

"Section 7. The provisions of this ordinance shall not be construed so as to impair the obligations of any contract or lease entered into by the City of Newark with any individual or corporation; except that Section 3b of this ordinance shall apply to all and every open air parking station, whether or not said land is owned by the City of Newark, or otherwise."

Section 3 This ordinance shall take effect immediately upon final passage and publication in accordance with law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that October 25th, 1939, at 11 A. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to amend an ordinance entitled "An Ordinance to regulate and control the sale of meat, poultry and fish, and to provide for the licensing and inspection of same," adopted July 28, 1937; and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

(No response).

No one appearing, Commissioner Franklin moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the following ordinance be taken up on second reading:

An Ordinance to amend an ordinance, entitled "An Ordinance to regulate and control the sale of meat, poultry and fish, and to provide for the licensing and inspection of same," adopted July 28, 1937.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that

the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the title of "An Ordinance to amend an ordinance, entitled 'An Ordinance to regulate and control the sale of meat, poultry and fish, and to provide for the licensing and inspection of same'", adopted July 28, 1937, be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance to amend an ordinance, entitled "An Ordinance to regulate and control the sale of meat, poultry and fish, and to provide for the licensing and inspection of same," adopted July 28, 1937.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance relating to the business of moving used goods and chattels consisting of either furniture, household goods, pianos, office furniture, store fixtures, etc., and providing for licensing, regulating movers for hire and

requiring permits to be obtained before such removal; and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Murphy: I move it be deferred for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Twenty-eight Thousand Eight Hundred Thirty-six Dollars and Two Cents (\$28,836.02) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions Prior Years
Taxes Granted by State
Board of Tax Appeals\$28,836.02

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of Six Thousand Eight Hundred Sixty-six Dollars and Seventy-six Cents (\$6,866.76) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 187.69
Comptroller's Office	130.45
Auditor's Office	69.71
Treasurer's Office	27.66
Tax Receiver	1,562.13
Tax Board	1,115.32
Assessments Local Im-	
ments	15.75
District Courts	71.05
Reserve for Liabilities	
(Revenue and Finance	
No. 5406-7)	168.28
Fiscal Agent	1,820.45
Reserve for Liabilities	
(Revenue and Finance	
No. 5564-7)	103.56
Reserve for Over-payments	
—Tax Receiver's Office..	1,594.71
	<hr/>
	\$ 6,866.76

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED: That the sum of Twenty Thousand, Four Hundred Dollars and Sixty Cents (\$20,400.60) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Director's Office	\$ 15.00
Police Courts	25.00
Municipal Board of Alcoholic Beverage Control	.64
Police Division	17,941.66
Police Division (WPA)	2,355.60
Electrical Division	62.70
	<hr/>
	\$ 20,400.60

M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED: That the sum of Six Thousand Eighty-six Dollars and Seventy-two Cents (\$6,086.72) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Bureau of Baths	\$ 3,215.84
Ivy Hill Power Plant	1,752.00
Ivy Hill Power Plant	116.81
Director's Office	81.01
Public Outing	60.00
Board of Adjustment	65.70
Law Department	170.09
Reserve for Liaibilities (Law Department)	625.27
	<hr/>
	\$ 6,086.72

Pearce R. Franklin
 M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED: By the Board of Commissioners of The City of Newark, that the sum of Three Hundred Thir-

ty-two Dollars and Five Cents, (\$332.05) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Printing and Stationery\$332.05

Jos. M. Byrne, Jr.
 M. Ellenstein
 Vincent J. Murphy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Two Thousand, Fourteen Dollars and Fifty-two Cents (\$2,014.52) be and the same hereby is appropriated to the persons, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Newark Labor Relations Board	\$ 29.12
Contingent Account (Resolution 5580)	496.20
Newark Airport	46.00
Docks	70.20
Elections	1,373.00
	<hr/>
	\$ 2,014.52

M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark that the sum of Three Thousand, Two Hundred Forty Dollars and Eighty Cents (\$3,240.80) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending October 4th and October 7th, 1939, as follows:

Shade Tree	\$ 1,992.80
Public Buildings	1,248.00
	<hr/>
	\$ 3,240.80

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Sixteen Dollars and Sixty-six Cents (\$416.66) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Planning (WPA .	
Project No. 5358-7)	\$416.66

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-seven Thousand Two Hundred Twenty-two Dollars and Seventy-six Cents (\$37,222.76) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending October 4th, 1939:

Newark Airport	\$ 2,482.75
Bureau of Motors	2,651.18
Bureau of Streets	1,931.14
Bureau of Sewers	843.13
House Sewer Connections..	491.13
Bureau of Street Cleaning	18,158.95
Street Construction	782.81
Bureau of Docks	752.40
Bureau of Water	9,129.27
	<hr/>
	\$ 37,222.76

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of Ten Thousand, Seven Hundred Thirty-six Dollars and Forty-one Cents (\$10,736.41) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction	
(WPA Project 3531-7) ..\$	4,392.79

Street Construction
(WPA Project 3531-7) .. 6,343.62
\$ 10,736.41

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED: That the sum of Four Hundred Eighty-nine Dollars and Ninety-nine Cents (\$489.99) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Streets	\$ 5.51
Newark Labor Relations Board	10.38
Surveys	42.51
City Clerk	219.71
Motors	26.48
Newark Airport	34.41
Docks	19.17
Director's Office .....	.33
Street Cleaning	42.17
Public Lighting	12.83
Swimming Pool Construction (Clifton Avenue)	2.78
WPA Project 6069	7.82
Street Construction (WPA Project 3531)	3.50
Toy Mending (WPA Project 5618-7)	33.38
City Planning (WPA Project 5358-7)	29.06
Sewers	

\$ 489.99

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Five Hundred Nineteen Dollars and Eighty-five Cents (\$519.85) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Sewer Construction (WPA Project 6131-7)	\$240.00
Sewer Construction (WPA Project 4813-7)	279.85
	\$519.85

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Ninety-five Dollars and Fifty-four Cents (\$95.54) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Clerk	\$95.54
------------------	---------

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Hundred Dollars (\$700.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$700.00

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Ninety-three Dollars and Thirty-six Cents (\$193.36) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$172.59
Toy Mending (WPA Project	
5618-7)	10.52
City Planning (WPA Project	
5358-7)	10.25
	<hr/>
	\$193.36

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following bond be and the same is hereby approved as to sufficiency:

William B. Harding, member of the Sinking Fund Commission.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, The Board of Commissioners by resolutions duly adopted on August 23, 1939 and October 2, 1939, made emergency appropriations aggregating \$1,000,000 for relief of the poor during the current fiscal year; and,

WHEREAS, the Board of Commissioners desires to provide for such emergency appropriations by the issuance of emergency notes as hereinafter authorized; NOW, THEREFORE,

The Board of Commissioners of The City of Newark DO RESOLVE as follows:

Section 1. To meet said emergency

appropriations there shall be issued notes of The City of Newark of the aggregate principal amount of \$1,000,000. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum and shall be payable at maturity. Said notes shall be payable not later than the 31st day of December, 1940. Notwithstanding anything contained in said resolutions adopted on the 23rd day of August, 1939, and the 2nd day of October, 1939, said notes may be issued in such denominations as may be determined by the Director of the Department of Revenue and Finance and each of said notes shall be dated on or about the date of its issuance.

Section 2. Each of said notes shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

Section 3. The power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 4. Said Director of the Department of Revenue and Finance is hereby directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to

this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Section 5. It is hereby determined pursuant to Section 40:2-31 of the Revised Statutes of New Jersey that each of said emergency appropriations is required to meet a pressing need for public expenditure to protect or promote the public health, safety, morals or welfare or to provide for the relief of the poor of said City.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

BE IT RESOLVED By the Board of Commissioners of the City of Newark that the time for claiming deductions for debts against residents of the State of New Jersey and deductions for personal property or securities claimed to be exempt from taxation, be and the same is hereby fixed as December 1st in each year; pursuant to the provisions of Section 54:4-15 Revised Statutes of 1937, Laws of New Jersey.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the premises situate at

698-700 North 6th Street, Block 695, Lot 53, has been heretofore assessed as one parcel of land; and

WHEREAS, there is outstanding thereon the following liens, to wit:

1933 Tax	\$26.24
1934 Tax	29.20
1925 Tax	26.88
1936 Tax	30.48
1937 Tax	29.52
1938 Tax	36.88
1939 Tax	36.40
Interest and Cost	9.41; and

WHEREAS, Michael Giuliano has made application for the apportionment of said outstanding liens in accordance with the apportionment application on file in the office of the Director of the Department of Revenue and Finance;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Revenue and Finance be and he is hereby authorized to make apportionment of the liens aforesaid on the above described property, as requested in application, all in manner provided and required by law, subject to approval of the Law Department as to form and procedure.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the premises situate at No. 915 North 6th Street, Block 791, Lot 21, has been heretofore assessed as one parcel of land; and,

WHEREAS, there is outstanding thereon the following liens, to wit:

1939 Tax	\$ 4.55
1938 Tax	4.61
1937 Tax	3.69
1933 Tax	3.81
1935 Tax	3.36
1934 Tax	3.65
1933 Tax	3.28
1932 Tax	3.80
1931 Tax	3.98
1930 Tax	3.94
1929 Tax	3.80
1928 Tax	3.83
Interest and Cost	36.50
Water Service Connection	30.00
North 6th Street Paving	313.75
North 6th Street Sewer	90.00; and

WHEREAS, Arthur T. Vanderbilt has made application for the apportionment of said outstanding liens in accordance with the apportionment application on file in the office of the Director of the Department of Revenue and Finance;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Revenue and Finance be and he is hereby authorized to make apportionment of the liens aforesaid on the above described property, as requested in application, all in manner provided and required by law, subject to approval of the Law Department as to form and procedure.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, an action is pending in the Essex County Court of Common Pleas, entitled: Henry Devine, Plaintiff, vs. City of Newark, Defendant, wherein it is alleged that on August 22, 1937, the City maintained a safety isle at Broad and Franklin Streets, without lights and markings as required by the Laws of New Jersey; and,

WHEREAS, on said date plaintiff's automobile struck the said safety isle and plaintiff was severely injured; and,

WHEREAS, plaintiff sues to recover the sum of Ten Thousand Dollars (\$10,000.00) damages for injuries sustained; and,

WHEREAS, the plaintiff was taken to the City Hospital on the day he was injured, and it has been ascertained from the reports of the City Hospital that:

"* * * He was in a dazed condition and unable to talk very coherently. There was a fracture of the right mandible, lacerations of the chin (closed with three sutures); epistaxis and mouth bleeding — extracted lower incisor, loosened in crash. The right ear seemed to be bleeding which we believed was due to the laceration draining into the ear. * * * he complained of severe pain in the head, on the right side. There was a hemorrhage of the right eye, and marked swelling. There was tenderness over the internal malleolus of the right leg and an X-ray showed a fracture of the malleolus. A cast was applied. * * * There was also a contusion of the back."

While being treated for injuries plaintiff signed a release and left the hospital on September 7, 1937. The hospital bill amounted to \$72.00. After

leaving hospital plaintiff claims that he was at his home up to and including November 15, 1937, when he went back to work; and,

WHEREAS, examination of plaintiff for the city was made by Dr. Morris A. Flower on November 23, 1938; copy of his report being attached hereto and made a part hereof; and,

WHEREAS, plaintiff submits the following:

\$200.00 paid to Dr. Jacob Reich, a dental surgeon;

\$200.00 to Dr. A. Blumenthal for two bridges;

\$50.00 to Dr. Sims of Lyndhurst;

Loss of employment from August 22, 1937 to November 15, 1937, at \$40.00 per week; Loss of automobile and towing charge \$15.00

Permanent injuries and reduced earning capacity.

(Copy of Answer to Bill of Particulars attached hereto and made a part hereof); and

WHEREAS, the plaintiff has offered to accept Seven Hundred and Seventy-five Dollars (\$775.00) in full settlement of all damages, inclusive of hospital bill aforesaid; and,

WHEREAS, there is a debatable question of facts and law, and it is the opinion of the Law Department that it is deemed for the best interests of the City of Newark to effect settlement in the instant case, for the sum of Seven Hundred and Seventy-five Dollars (\$775.00);

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the aforesaid action be and is hereby settled for the sum of Seven Hundred and Seventy-five Dollars (\$775.00), and

the sum of Seven Hundred and Seventy-five Dollars (\$775.00) be and is hereby appropriated to Henry Devine in full payment and satisfaction for all claims for damages for injuries sustained to his person and property, medical and hospital expenses, and all other loss or losses and expenses sustained by said Henry Devine, as aforesaid, and in full settlement of his action for damages, as hereinbefore set forth; and,

BE IT FURTHER RESOLVED, That said sum shall be paid from Contingent Fund appropriation in the Budget for year 1939; payment to be made upon receipt of a release and discontinuance of action, in form approved by Law Department; and,

BE IT FURTHER RESOLVED, That the plaintiff shall at the time of receipt of payment deliver to the City a satisfaction of the hospital lien as aforesaid for Seventy-two Dollars (\$72.00).

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, By virtue of a decision of the Supreme Court of New Jersey, in the matter of Juliano Construction Co., a corporation, Prosecutor, vs. Frederic Bigelow, Building Superintendent of The City of Newark, Defendant, a judgment for costs of \$72.00 was entered against the Defendant on June 15, 1927; and,

WHEREAS, the sum of \$72.00, plus interest at 6%, being \$52.00, making a total sum of \$124.00, is due on said judgment; and,

WHEREAS, this sum is properly payable to the attorneys of record, Keer, Potter, Berry and Young, upon the execution and delivery of a warrant for satisfaction of Judgment;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the sum of \$124.00 is hereby ordered paid to Keer, Potter, Berry and Young, Attorneys as aforesaid, for the satisfaction of said judgment; and to be paid upon delivery of Warrant for satisfaction of Judgment, approved as to form by the Law Department.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, judgment was entered in the Supreme Court of New Jersey for the sum of \$98.40 against the defendants in the matter of Samuel Kaminsky, Prosecutor, vs. Frederic Bigelow, Building Superintendent of The City of Newark, The City of Newark and the Board of Adjustment of The City of Newark, Defendants—On Certiorari to review a refusal to issue a building permit; such sum of \$98.40 being costs allowed; and,

WHEREAS, the attorneys for the prosecutors were Koehler & Angenblick; and,

WHEREAS, the said sum of \$98.40 is properly payable to said attorneys, upon receipt of a warrant for satisfaction of judgment;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the sum of

\$98.40 be and the same is hereby appropriated for the purpose of satisfying the aforesaid judgment; payment to be made to the order of Harry H. Koehler, for the firm of Koehler & Augenblick, upon receipt of warrant for satisfaction of judgment, approved by the Law Department.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein

Commissioner Byrne offered the following resolution:

WHEREAS, an emergency has arisen with respect to the payment of salary of Louis F. Sojka, temporary Head Janitor, City Hall, Department of Parks and Public Property, from September 1, 1938 to September 15, 1938, amounting to the sum of \$83.33; and,

WHEREAS, payment on payroll of said Department has been approved by Civil Service Commission, as set forth in letter from said Commission, dated September 29, 1939, copy of which is attached hereto and made a part thereof; and,

WHEREAS, no adequate provision was made in the 1939 Budget for the aforesaid purpose; and,

WHEREAS, R. S. 42:2-31 provides for the creation of an emergency appropriation for the purpose above mentioned; and,

WHEREAS, the total amount of emergency appropriations created, including the appropriation to be created by this resolution, is One Hundred Ninety-one Thousand, Two Hundred

Twenty-eight Dollars and Nineteen Cents (\$191,228.19), and 3% of the total current operating appropriations in the Budget for 1939, will be Four Hundred Ninety-five Thousand, Two Hundred Nine Dollars and Sixty-three Cents (\$495,209.63).

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that an emergency appropriation be and the same is hereby made, pursuant to R.S. 40:2-31, in the total amount of Eighty-three Dollars and Thirty-three Cents (\$83.33) for Personal Services; and,

BE IT FURTHER RESOLVED, That the said appropriation shall be provided in full in the 1940 Budget; and,

BE IT FURTHER RESOLVED, That the said appropriation shall be provided in full in the 1940 Budget; and,

BE IT FURTHER RESOLVED, That the Director of the Department of Revenue and Finance of The City of Newark is hereby authorized to make the payment accordingly; and,

BE IT FURTHER RESOLVED, That a copy of this resolution be filed forthwith with the Commissioner of Local Government.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, the City of Newark is the owner of certain lands in the City

of Newark, Essex County, New Jersey, described as follows:

Premises situate, lying and being in the City of Newark, in the County of Essex and State of New Jersey, being known and designated as Numbers 271 and 273 Ellery Avenue, Block Number 4144, Lot Number 1, on the Assessment Maps of the City of Newark, and more particularly described as follows:

BEGINNING at a point in the intersection of the westerly line of Ellery Avenue with the southerly line of Netherwood Place; thence along the said southerly line of Netherwood Place, north sixty-three degrees thirteen minutes west one hundred feet; thence south twenty-six degrees forty-seven minutes west thirty eight feet; thence south sixty-three degrees thirteen minutes east one hundred feet to the aforesaid westerly line of Ellery Avenue; thence along same north twenty-six degrees forty-seven minutes east thirty-eight feet to the point and place of BEGINNING.

Being known and designated as the northerly thirteen feet of Lot 125 and all of Lot 126 as shown on Map on Ridgewood Park, property of Kemmel Investment Company, Newark, Essex County, N. J., made by Harrison R. Van Dyne, C. E.

AND WHEREAS, said lands are not convenient or needed for public use by the City;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that by virtue of and in accordance with the provisions of Revised Statutes of New Jersey 40-60-26, said lands above described be sold at public sale, to the highest bidder, for cash, after public advertisement given in a newspaper circulating in the municipality at least once a week, for two weeks, prior to such sale:

AND BE IT FURTHER RESOLVED, that the Director of the Department of Revenue and Finance be and he hereby is authorized to sell said lands to the highest bidder, for cash; provided that the highest offer received at such sale, in the opinion of the said Director of the Department of Revenue and Finance, be a fair and equitable one and for the best advantage of The City of Newark to accept;

AND BE IT FURTHER RESOLVED, that the Director of the Department of Revenue and Finance and the City Clerk hereby are authorized and directed to execute a Bargain and Sale Deed to the purchaser upon compliance with the Conditions of Sale.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce K. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.
Mayor Ellenstein offered the following resolution:

WHEREAS, the White Laboratories, Inc., a corporation of the State of New Jersey, record owner of property located on both sides of North 13th Street, north of Sixth Avenue West, has requested permission to place and maintain three electric overhead wires across North 13th Street to connect such property;

RESOLVED, that permission be and the same is hereby granted to the White Laboratories, Inc., a corporation of the State of New Jersey, to place and maintain three electric overhead wires at right angles across North 13th Street, at approximately 221½ feet north of the north curb line of Sixth Avenue West. Said wires to have a clearance of at least 15

feet over the sidewalk areas and at least 20 feet over the roadway area of North 13th Street;

AND BE IT FURTHER RESOLVED, that such permission be and the same is hereby given, upon the condition and provision that the said wires shall be removed within ten (10) days after the receipt by the said White Laboratories, Inc. or its successors, of notice from the City of Newark, ordering the discontinuance of said wires, and upon the further condition and provision that the said White Laboratories shall indemnify and save harmless the said City of Newark, its officers, agents and servants, from any and all claim of claims whatsoever for any damage to any person, firm or corporation, arising from or in any way connected with the granting of said privilege, or by reason of the location, maintenance, or existence of the said wires.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, the G. Krueger Brewing Company of Newark and the said Company, occupies a space on the east end of the roof of the Center Market Building, Newark, whereon it has a sign fifteen (15) feet in height and seventy-five (75) feet in length, and which agreement was entered into on the twenty-seventh day of November, 1937, for a period of one (1) year from December 1, 1937, at an annual rental of one thousand eighty dollars (\$1,080.00), payable in equal

monthly installments of ninety dollars (\$90.00) each; and

WHEREAS, the said C. Krueger Brewing Company desires to enter into an agreement for a further period of one (1) year from December 1, 1939, at the same annual rental;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the City enter into an agreement with G. Krueger Brewing Company, a corporation of Newark, New Jersey, for the occupancy of the east end of the roof of the Center Market Building, Newark, for the purpose of maintaining a sign fifteen (15) feet in height and seventy-five (75) feet in length, for a period of one (1) year to commence on December 1, 1939, and to end at midnight November 30, 1940, at an annual rental of one thousand eighty dollars (\$1,080.00); payable in equal monthly installments of ninety dollars (\$90.00) each, and on condition that the said G. Krueger Brewing Company carry public liability insurance policy in the sum of ten thousand dollars (\$10,000) for any one person, and to property in the amount of five thousand dollars (\$5,000), and deliver certificates of said insurance and evidence of the payment of premiums to the City, and providing further that upon thirty days written notice to the said G. Krueger Brewing Company, by the City, the agreement may be terminated anytime during the term of the lease, and that the Director of the Department of Parks and Public Property be and he is hereby authorized to enter into an agreement subject to the above conditions and according to the terms contained in the present agreement, the same to be approved by the Law Department before execution.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, by reason of an emergency the Director of the Department of Parks and Public Property did have Edward J. Joyce, 372 Mulberry Street, Newark, New Jersey, repair water connection in pit at garage, Shade Tree Nursery, for the sum of Fifteen Dollars and Seventy-five Cents (\$15.75);

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that the action of the Director of the Department of Parks and Public Property be and the same is hereby approved and ratified.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Hydrants, valves and tapping sleeves, for the Department of Public Affairs, and Police Telegraph and Telephone Boxes for the Department of Public Safety.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering materials mentioned herein; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

HORN SIGNAL MFG. COMPANY,
Newark, N. J.

(Public Safety)

Approx. 16 traffic signal poles, with adapters for post top mountings, Daunt Type T No. 804, or Union Metal Company No. 7504, @ \$29.25 each.

STANDARD BITULITHIC COMPANY—Newark, N. J.

(Public Affairs)

Approx. 4,000 tons sheet asphalt binder, mixture 435a @ \$2.92 ton.
Approx. 4,000 tons fine aggregate asphalt concrete mixture 435a @ \$3.43 ton.

Approx. 250 tons sheet asphalt binder mixture 435a @ \$2.92 ton.

Approx. 200 tons coarse aggregate asphalt concrete mixture 435c @

\$3.35 ton.

DOSCH-KING COMPANY—

Whippany, N. J.

(Public Affairs)

Approx. 40,000 gal. refined tar cement, section 436 @ .0972 gal.

Approx. 3,000 gal. tar cold patch material, sec. 437 @ .159 gal.

JOHN P. CALLAGHAN, INC.—

Harrison, N. J.

(Public Affairs)

Approx. 20,000 common brick, Grade A, Section 462 @ \$13.40 per M.

Approx. 2,500 cu. yds. grade A broken stone aggregate Section 417 @ \$1.46 cu. yd.

FRANK J. CASEY—Newark, N. J.

(Public Affairs)

Approx. 20,000 paving brick traffic markers, Sec. 461 @ \$53.95 per M.

F. BOWDEN COMPANY—

Newark, N. J.

(Public Affairs)

Approx. 10,000 bags regular Portland cement, R. R. delivery @ .5275 bag.

JAMES H. MILLER & COMPANY—

Newark, N. J.

(Public Affairs)

Approx. 200 tons mineral filler, section 422 @ \$4.63 ton

HARRISON SUPPLY COMPANY—

Harrison, N. J.

(Public Affairs)

Approx. 10,000 bags regular Portland cement, truck delivery @ .57 bag.

Approx. 500 cu. yds. 3" broken stone aggregate @ \$.155 cu. yd.

Approx. 2,000 cu. yds. concrete sand @ \$1.20 cu. yd.

Approx. 2,000 cu. yds. grade G broken stone aggregate @ \$1.60 cu. yd.

LOCK JOINT PIPE COMPANY—

East Orange, N. J.

(Public Affairs)

Approx. 260 ft. 42" reinforced concrete pipe @ \$2.35 lin. ft.

Approx. 160 ft. 30" reinforced concrete pipe @ \$1.35 lin. ft.

M. Ellenstein

Jos. M. Byrne, Jr.

Vincent J. Murphy

Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, the Director of the Department of Parks and Public Property did procure informal bids for decorating the entire front of the City Hall and the reviewing stand for Sunday, October 8, 1939, and for Columbus Day, October 12, 1939; and

WHEREAS, J. Ash, Decorator, 1060 Broad Street, Newark, New Jersey, was the lowest bidder, agreeing to decorate the entire front of the City Hall and the reviewing stand with American colors and Papal colors for October 8, and remove Papal colors and insert Italian flags for Columbus Day, October 12, for the sum of Seventy dollars (\$70.00);

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the contract with the aforesaid J. Ash for the work hereinafter stated be and the same is hereby approved and ratified.

Jos. M. Byrne, Jr.

M. Ellenstein

Vincent J. Murphy

Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of the City of Newark, that the following changes appearing in the payrolls of the Department of Parks and Public Property for the second half of September, the first half of October, 1939, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Frank Veix, suspended for absence without leave, effective September 26th, 1939, pending decision of a hearing.

William O'Shea, General Carpenter, suspended for absence without leave, effective October 4th, 1939, pending decision of a hearing.

Matthew O'Brien, temporarily appointed Watchman, for a period of one week, effective October 10th, 1939, at a salary of \$1,200.00 per annum. Mr. O'Brien has been appointed for relief work during the vacation of George Goertz.

Anna Little, temporarily appointed Cleaner, at a wage of \$4.00 per day, effective October 11th, 1939.

Mrs. Little is being appointed to fill the vacancy caused by the death of a former Cleaner, Mary Chisa.

Josephine Nester, temporary Telephone Operator, terminated her services on October 7th, 1939.

ANNUAL VACATIONS, WITH PAY, GRANTED EFFECTIVE ON DATES SHOWN:

PUBLIC BUILDINGS

George Goertz, City Hall Police, one week, October 10, 1939.

Patrick Brady, Elevator Operator, oneweek, October 16, 1939.

John McGrrevy, Head Janitor, one

week, October 16, 1939

SHADE TREE

Laurence Petittie, Laborer, Tree Climbing, 7 days September 28, 1939.

Philip A. McGovern, Laborer, 1 day, September 27, 1939.

William C. Hicks, Foreman, 16 days October 2, 1939.

Hiram Williams, Laborer, 7 days, September 28, 1939.

William A. Zeitler, Laborer, Tree Climbing, 7 days October 2, 1939.

Sabato Grande, Laborer, Tree Climbing, 9 days October 13, 1939.

Victor Epper, Laborer, Tree Climbing, 1 day October, 13, 1939.

Vincent Spera, Laborer, Tree Climbing, 1 day, October 13, 1939.

Nathan Feldstein, Laborer, Tree Climbing, 1 day October 13, 1939.

Fred Maxwell, Laborer, Tree Climbing, 1 day, October 13, 1939.

Philip Venebiano, Laborer, Tree Climbing, 2 days, October 13th and 16th, 1939.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, the 28th National Safety Congress and Exposition of the National Safety Council is to be held in Atlantic City, New Jersey,

October 16th to October 20th, inclusive; and

WHEREAS, William O. H. McEnroe, Judge of the Night Police Court, having jurisdiction of all traffic violations; and

WHEREAS, it is the opinion of the Board of Commissioners that the participation of said Judge William O. H. McEnroe at said Congress would inure to the benefit of not only the Department of Public Safety, but also the citizens of the City of Newark, because of the exchange of ideas and views in regard to traffic control, regulation and accident prevention methods used throughout the United States;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that said Judge William O. H. McEnroe be and he is hereby authorized to attend the 28th National Safety Congress in Atlantic City, from October 16th to October 20th, 1939, inclusive, and that said Judge Wm. O. H. McEnroe be paid the expense incurred by him because of his attendance at said Congress in an amount not exceeding Seventy-five dollars (\$75.00).

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer

the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Mid-Town Parking Co. (Mutual Benefit Life Insurance Co., owner); for the establishment and operation of an addition to automobile parking station in a 2nd business district; premises 173 Washington Street; same to be operated and maintained in conformity with the rules of the Board of Adjustment; same to be operated and maintained in conjunction with the automobile parking station located at 175-179 Washington Street and to be limited to the period ending July 14, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment
Newark, N. J., October 10, 1939.

The Board of Commissioners of
The City of Newark.
Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39) Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

179-181 Quitman Street; Anna S. Frederick Holding Co., owner; in a 1st business district the alteration of garages previously approved; (No objectors);

*776 High Street; Susan Simons; renewal of permit for automobile parking station; such use to be limited to the period of two years ending October 19, 1941;

*972-976 South Orange Avenue; Arthur M. Nelson; renewal of permit for automobile parking station; **such use to be limited to the period of one year ending October 5, 1940.**

Respectfully submitted,
Board of Adjustment.
R. B. Rankin, Secretary.

(These matters to be heard by the Board of Commissioners at its meeting of October 11, 1939.)

Received, copy to be sent to each Commissioner and further action postponed to October 11, 1939.

Deputy City Clerk Bross: Two of these are renewals.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in the cases of these two renewals.

Commissioner Franklin: I so move you.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Susan Simons (United States Agency, owner); for the renewal of permit for automobile parking station; premises 776 High Street; such use to be limited to the period of two years ending October 19, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the

Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Arthur M. Nelson (Mrs. Jessie Voelbel, executrix, owner); for the renewal of permit for automobile parking station; such use to be limited to the period of one year ending October 5th, 1940; premises 972-976 South Orange Avenue;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mr. Charles Rothrock, 53 Academy Street: I request a suspension of the rules in the matter of the application of Anne S. Frederick Holding Company.

Mayor Ellenstein: I will entertain a motion that the rules be suspended

in this case.

Commissioner Franklin: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Anna S. Frederick Holding Co., owner; for the alteration of garages previously approved, in a 1st business district; premises 179-181 Quitman Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Commissioners of the City of Newark, Franklin, Murphy, Mayor Ellenstein.

The following Proclamation was presented and read and ordered spread in full in the minutes:

State of New Jersey
Executive Department
Proclamation

WHEREAS, the citizens of New Jersey and of these entire United States are primarily interested in the safety and security of this country, particularly in these war-torn times; and

WHEREAS, the United States Navy constitutes our first line of defense and a guarantee of peace;

THEREFORE, I, A. Harry Moore, Governor of the State of New Jersey, do hereby proclaim Friday, October 27th, as Navy Day, and do request the citizens of the State to gather together to take joint action, particularly on such day, to express their interest in and support of the United States Navy.

I particularly request that the Flag be displayed on this day on all public buildings, as well as on private homes.

A. Harry Moore,
Governor.

(Legal Seal)

By The Governor:
Thomas A. Mathis,
Secretary of State.

Mayor Ellenstein: The next order of business is to fill the vacancy which exists in the City Commission.

(Commissioner Murphy handed several resolutions to Deputy City Clerk Bross.)

Mayor Ellenstein: Are these the same resolutions?

Commissioner Murphy Exactly the same.

Commissioner Murphy: Read the resolution.

RESOLVED, by the Board of Commissioners of the City of Newark, that in order to avoid duplications of effort resulting from the overlapping of our local government functions, with its consequent unnecessary expenditure of taxpayers' money, and in the interest of more efficient and lower cost of our local government operations, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks;
Shade Tree Division;
Building Department;
Insurance Fund Commission;
Housing Authority;

be and the same are hereby distributed into the Department of Parks and Public Property, and the Director of the Department of Parks and Public Property is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Keeping of records of all property, real and personal, owned or possessed

by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks;
Shade Tree Division;
Building Department;
Insurance Fund Commission;
Housing Authority;

and shall perform all of the duties now or heretofore imposed law with respect thereto.

Vincent J. Murphy
Commissioner Murphy: I move adoption of the resolution.

Mayor Ellenstein: Do you want the entire resolution read?

Commissioner Murphy: That is all right, down to the assignment.

(On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein: The resolution is defeated.

RESOLVED, by the Board of Commissioners of The City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to;

Relief
Overseer of the Poor
Soldiers and Sailors Aid Bureau
Camp Newark

Employment Bureau
Municipal Assistance Board
Labor Relations Board
Health Bureau
City Hospital
Alms House
Home for Boys
Baths
Dog Pound

be and the same are hereby distributed into the Department of Public Works, and the Director of the Department of Public Works is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Relief
Overseer of the Poor
Soldiers and Sailors Aid Bureau
Camp Newark
Employment Bureau
Municipal Assistant Board
Labor Relations Board
Health Bureau
City Hospital
Alms House
Home for Boys
Baths
Dog Pound

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Commissioner Murphy: I move adoption of the resolution.

(On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein: That resolution receiving but two votes is defeated.

RESOLVED, by the Board of Commissioners of The City of Newark, that all of the executive, administrative,

ve, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Police Division
Police Courts
Fire Division
Weights and Measures
Smoke Abatement
All Licenses
Street Lighting
Transportation Regulation

be and the same are hereby distributed into the Department of Public Safety, and the Director of the Department of Public Safety, and the Director of the Department of Public Safety is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Police Division
Police Courts
Fire Division
Weights and Measures
Smoke Abatement
All Licenses
Street Lighting
Transportation Regulation.

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Commissioner Murphy: I move adoption

(On roll call; Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein: That resolution receiving but two votes is defeated.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administra-

tive, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Comptroller
Treasurer
Tax Receiver
Auditor of Accounts
Board of Assessment and Revision of Taxes
Board of Assessment for Local Improvements
Board of Adjustment
Sinking Fund Commission
Printing and Stationery Division
Division of Central Purchase
Billing, collection and auditing division, now in the Water Bureau
Martin Act
Pension Funds
Law Department

be and the same are hereby distributed into the Department of Revenue and Finance, and the Director of the Department of Revenue and Finance is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Comptroller
Treasurer
Tax Receiver
Auditor of Accounts
Board of Assessment and Revision of Taxes
Board of Assessment for Local Improvements
Board of Adjustment
Sinking Fund Commission.
Printing and Stationery Division
Division of Central Purchase
Billing, collection and auditing division, now in the Water Bureau.
Martin Act.
Pension Funds.
Law Department

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected there-

with.

Vincent J. Murphy

Commissioner Murphy: I move adoption.

(On roll call: Commissioner Murphy voted aye; Commissioners Byrne, Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein: The resolution receiving but one vote is defeated.

RESOLVED, by the Board of Commissioners of The City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Streets

Street Cleaning

Refuse collection

Sewers

Water Department, excepting the billing, collection and auditing functions thereof

Airport

Docks

Passaic River Waterfront

Municipal Water fronts

Port Newark Development

Art Commission

Free Public Library

Museum

Board of Education

Newark Technical School

District Courts

City Clerk

be and the same are hereby distributed into the Department of Public Affairs, and the Director of the Department of Public Affairs is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Streets

Street Cleaning

Refuse collection

Sewers

Water Department, except the billing, collection and auditing functions thereof,

Airport

Docks

Passaic River Waterfront

Municipal Waterfronts

Port Newark Development

Art Commission

Free Public Library

Museum

Board of Education

Newark Technical School

District Courts

City Clerk !

and shall perform all of the duties now or heretofore imposed by law with respect thereto, (except the housing and maintenance of all real and personal property connected therewith).

Vincent J. Murphy

Commissioner Murphy: I move adoption.

(On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein: The resolution having received but two votes is declared defeated.

Now, the next order of business is the selection of a commissioner to fill the vacancy that exists in the City Commission, and the Chair is open for the presentation of names.

Director Byrne presents the name of Thomas Guthrie. As many as are favor of Thomas Guthrie to fill the vacancy as exists in the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Byrne voted aye; Commissioner Franklin, Murphy and Mayor Ellenstein voted no.)

Mayor Ellenstein: Mr. Guthrie hav-

ng received but one vote is declared not elected.

Any other presentations?

Haven't you some candidate to present, Director Murphy,

Commissioner Murphy: No, I have no candidate.

Mayor Ellenstein: Any other presentations?

I will present the name of Louis Mazzei, Labor's Choice, to fill the vacancy in the Newark City Commission. As many as are in favor of Louis Mazzei being elected to the Newark City Commission will signify by saying aye, contrary no, the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Mazzei receiving but two votes is declared not elected.

Any other presentation?

Commissioner Franklin: James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of electing James Pellecchia, Jr. to the Newark City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Pellecchia having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Carl Abruzzese for consideration to the City Commission. As many as are in favor of Carl Abruzzese to fill the vacancy on the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioners Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Any other presentations?

I will present the name of Judge Ralph Villani. As many as are in favor of electing Judge Villani to the Newark City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Dr. Ames Filippone. As many as are in favor of electing Dr. Filippone to the Newark City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Dr. Filippone having received but two votes is declared not elected.

Are there any other presentations?

I will present for consideration to the City Commission a man who has given great service to the City of Newark in the Board of Education and a very prominent lawyer in the city, Frank Cozzoline. As many as are in favor of Frank Cozzoline being elected to the Newark City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioner Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations?

What is the disposition of the Commission on the selection? Do you want to continue to ballot?

I will present again the name of Labor's Choice, Louis H. Mazzei for consideration to fill the vacancy in the City Commission.

All in favor of Louis R. Mazzei for the vacancy on the Newark City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Carl Abruzzese. As many as are in favor of Carl Abruzzese to fill the vacancy on the Newark City Commission will signify by saying aye; contrary no;

the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Are there any other presentations any of the commissioners have?

Commissioner Franklin: James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of electing James Pellecchia, Jr. to fill the vacancy existing on the Newark City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Pellecchia having received but two votes is declared not elected.

Any other presentations?

I will present for the consideration of the City Commission the name of Judge Ralph Villani. As many as are in favor of Judge Villani to fill the vacancy on the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Any other presentations?

I will present the name of Dr. Ames Filippone to the City Commission. As many as are in favor of Dr. Filippone being elected to fill the vacancy existing on the Newark City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Dr. Filippone receiving but two votes is declared not elected.

Are there any other presentations?

I will present to the City Commission for consideration the name of Frank Cozzoline. All those in favor of Frank Cozzoline being selected to fill the vacancy in the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Are there any other presentations any members of the City Commission have to make outside of those that have already been presented twice?

You haven't any, of course, have you, Director Murphy?

Commissioner Murphy: No, I have not.

Mayor Ellenstein: What is the disposition of the Commission? We certainly do not want to sit here mutely.

Director Byrne presents the name of Thomas Guthrie. All in favor of Thomas Guthrie being selected to fill the vacancy existing in the Newark City Commission will signify by say-

ing aye, contrary no, the Clerk will call the roll.

(On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.)

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected. That takes in seven candidates we have ballotted on twice.

Are there any other candidates any of the commissioners have?

What is the disposition of the Commission? Does the Commission want to adjourn or sit here? We ought to decide what we are going to do. I have an appointment at three-thirty on some city matter that involves something of great interest to the city.

Commissioner Murphy: I have one at three.

Mayor Ellenstein: Well, we ought to decide what we want to do. After all, I cannot make any motion.

Commissioner Murphy: I am ready to make a motion that we adjourn for the day.

Mayor Ellenstein: Let us have it.

Commissioner Murphy: There it is.

Mayor Ellenstein: Is there a second to the motion?

Commissioner Franklin: I will second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Nay: Commissioner Byrne.

APPROVED:

M. C. ELLENSTEIN
JOS. M. BYRNE, JR.
VINCENT J. MURPHY
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., October 18, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Standard Time.

Commissioner Franklin appeared and because of lack of quorum adjourned the meeting to 4:30 P. M.

* * * * *

An Adjourned meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 4:30 P. M., Standard Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance

as follows:

An Ordinance to amend an ordinance entitled "An Ordinance relating to and fixing the salary of certain officers and employees of the Divisions of Fire and Police, of the Department of Public Safety of The City of Newark," adopted January 11, 1927.

The Board of Commissioners of the City of Newark Do Ordain:

1. That an Ordinance entitled: "An Ordinance relating to and fixing the salary of certain officers and employees of the Divisions of Fire and Police, of the Department of Public Safety of the City of Newark," adopted January 11, 1927, be and the same is hereby amended by adding to Article III thereof, a new section to be known as Section 7 (a), which new section shall read as follows:

7(a) That the annual salary of Sergeant-Stenographer, in the Division of Police, of the Department of Public Safety, shall be the sum of three thousand (\$3,000) dollars during the first year of service of such sergeant-stenographer; three thousand one hundred (\$3,100) dollars during the second year of service of such sergeant-stenographer; three thousand two hundred (\$3,200) dollars during the third years of service as such sergeant-stenographer; three thousand three hundred dollars (\$3,300) during the fourth year of service of such sergeant-stenographer; and three thousand four hundred (\$3,400) dollars during the fifth and all subsequent years of service as such sergeant-stenographer.

2. All ordinances and parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

3. This ordinance shall take effect immediately upon final passage and publication in accordance with law.

APPROVED:

M. C. ELLENSTEIN
JOS. M. BYRNE, JR.
VINCENT J. MURPHY
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., October 18, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Standard Time.

Commissioner Franklin appeared and because of lack of quorum adjourned the meeting to 4:30 P. M.

* * * * *

An Adjourned meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 4:30 P. M., Standard Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance

as follows:

An Ordinance to amend an ordinance entitled "An Ordinance relating to and fixing the salary of certain officers and employees of the Divisions of Fire and Police, of the Department of Public Safety of The City of Newark," adopted January 11, 1927.

The Board of Commissioners of the City of Newark Do Ordain:

1. That an Ordinance entitled: "An Ordinance relating to and fixing the salary of certain officers and employees of the Divisions of Fire and Police, of the Department of Public Safety of the City of Newark," adopted January 11, 1927, be and the same is hereby amended by adding to Article III thereof, a new section to be known as Section 7 (a), which new section shall read as follows:

7(a) That the annual salary of Sergeant-Stenographer, in the Division of Police, of the Department of Public Safety, shall be the sum of three thousand (\$3,000) dollars during the first year of service of such sergeant-stenographer; three thousand one hundred (\$3,100) dollars during the second year of service of such sergeant-stenographer; three thousand two hundred (\$3,200) dollars during the third years of service as such sergeant-stenographer; three thousand three hundred dollars (\$3,300) during the fourth year of service of such sergeant-stenographer; and three thousand four hundred (\$3,400) dollars during the fifth and all subsequent years of service as such sergeant-stenographer.

2. All ordinances and parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

3. This ordinance shall take effect immediately upon final passage and publication in accordance with law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

Commissioner Franklin moved that November 1, 1939, at 11 A. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

The City Clerk presented the following ordinance and stated that today was the time fixed for a further hearing, this being adjourned date for same:

An Ordinance providing for the issuance of \$200,000 Water Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(Discussion between Mayor Ellenstein and Commissioner Byrne out of hearing of stenographer.)

Commissioner Byrne: I move action

on this ordinance be deferred one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Three Hundred Twenty-three Dollars and Twelve Cents (\$323.12) be and the same is hereby appropriated to the City Treasurer as perannexed certified list, being the overtime payroll of the employees of the Tax Receiver's Office covering period from September 8th to September 26th, 1939:
Tax Receiver\$323.12

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand Three Hundred Fifty Dollars (\$2,350.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:
Tax Board\$2,350.00

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-two Thousand One Hundred Seventy-four Dollars and Eighty-eight Cents (\$22,174.88) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly pay-rolls of the Department of Revenue and Finance from October 1st to October 15th, 1939, as follows:

Director's Office	\$ 1,341.65
Comptroller's Office	2,717.84
Auditor's Office	2,003.33
Treasurer's Office	1,007.04
Receiver of Taxes	3 778.18
Arrears Personal Taxes	1,501.98
Board of Assessments and	
Revision of Taxes	6,538.25
WPA Tax Revaluation,	
Project 5406-7	208.33
Board of Assessment for	
Local Improvements	869.98
First District Court	1,096.66
Second District Court	1,111.64
	<hr/>
	\$ 22,174.88

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty Thousand Nine Hundred Fourteen Dollars and Ninety-one Cents (\$20,914.91) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Comptroller's Office	\$.45
Assessments Local Improv-	

ments	11.76
Director's Office	17.78
Maintenance Foreclosed	
Properties	144.89
Reserve for Overpayment	
Tax Receiver's Office	20,740.03
	<hr/>
	\$ 20,914.91

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of One Hundred Ninety-five Thousand Five Hundred Fifty-five Dollars and Thirteen Cents (\$195,555.13) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:
Sinking Fund and Interest \$195,555.13

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-five Thousand Two Hundred Ninety-five Dollars and Fifty Cents (\$25,295.50) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions Prior Years

Taxes Granted by State
Board of Tax Appeals\$ 25,295.50

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Six Thousand, One Hundred Ninety Dollars and Thirty-five Cents (\$6,-190.35) be and the same is hereby appropriated to the persons named on the annexed certified list, being the mills and claims of the Department of Public Safety, as follows:

Police Division	\$ 550.00
Fire Division	5,485.71
Fire Division (WPA)	129.64
Police Courts	25.00

\$ 6,190.35

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Twenty Thousand, Three Hundred Eighty-one Dollars and seven Cents (\$220,381.07) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from October 1st to 16th.

1939, as follows

Director's Office	\$ 604.16
License Division	714.57
Building Division	3,137.47
Electrical Division	1,897.48
First Criminal and Family	

Courts	1,104.16
Second Criminal Court	610.39
Third Criminal Court	354.16
Night Police Court	312.49
Department of Central	
Purchase	1,905.82
Fire Division	79,725.56
Police Division	130,014.81
	<hr/>
	\$220,381.07

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Sixteen Thousand, Seventy-three Dollars and Twenty-four Cents (\$16,-073.24) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Public Outing	\$ 20.07
Bus Transportation	1,216.50
Director's Office	66.28
Law Department — Re-	
serve for Liabilities	680.00
Board of Adjustment	118.64
Emergency Relief —	
Administration	7,643.39
Emergency Relief —	
Administration	1,562.92
Newark City Alms House	4,693.76
Emergency Relief —	
Administration	81.18
	<hr/>
	\$ 16,073.24

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Thousand, Six Hundred Forty-one Dollars and Fifty-eight Cents (\$100,641.58) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the first half of October, 1939, as follows:

Director's Office	\$ 1,566.65
Bureau of Health	24,087.96
Newark City Hospital (WPA Project 5410-7)....	166.66
Newark City Hospital	23,790.01
Convalescent Hospital	1,937.82
Newark City Home	3,018.73
Bureau of Baths	5,249.98
Newark City Alms House..	2,499.98
Ivy Hill Power Plant	2,943.68
Outdoor Poor Department	2,159.98
Law Department	3,933.29
Board of Adjustment	470.00
Emergency Relief —	
Administration	28,816.84
	<hr/>
	\$100,641.58

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Seventy-three Thous-

and Eighty-four Dollars and Thirty-four Cents (\$473,084.34) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief
Administration\$473,084.34

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Eighty-four Thousand, Two Hundred Sixty-three Dollars and Twenty-seven Cents (\$584,263.27) be and the same is hereby appropriated to the persons named on annexed certified list, being the claims of the Department of Public Works, as follows:
Emergency Relief —

Administration\$584,263.27

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Thousand Four Hundred Forty-nine Dollars and Seventy-one Cents (\$7,449.71) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Bureau of Health ..	\$ 4,937.22
Newark City Alms House..	2,512.49
	<hr/>
	\$ 7,449.71

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the follows resolutions:

RESOLVED: By the Board of Commissioners of The City of Newark, that the sum of Eleven Thousand, Four Hundred Twenty-seven Dollars and Eighty-three Cents (\$11,427.83) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Director's Office	\$ 38.12
Maintenance of Dog Pound	650.00
Printing and Stationery—	
Miscellaneous Advertising	42.34
Public Buildings	5,377.46
Public Buildings—City	
Owned Property	104.09
Smoke Abatement	29.20
Weights and Measures	41.54
Shade Tree	641.62
W. P. A. Project 5037-7.....	7.77
W. P. A. Project 3-7-5657..	80.81
W. P. A. Project 3-7-1066..	40.92
W. P. A. Project 1485-7.....	57.96
Reserve for Liabilities—	
Weights and Measures ..	179.00
Printing and Stationery—	
Dedicated Revenue	4,162.09
	<hr/>
	\$ 11,427.83

Jos. M. Byrne, Jr
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark, that the sum of Eleven Thousand, Five Hundred Twenty-two Dollars and Fourteen Cents (\$11,522.14) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from October 1st to October 15th, 1939, as follows:

Director's Office	\$ 1,029.15
Smoke Abatement	179.16
Public Buildings	7,766.49
Public Buildings—City	
Owned Property	219.86
Weights and Measures	481.66
Printing and Stationery	180.00
Shade Tree	1,457.49
W. P. A. Project 1485-7	208.33
	<hr/>
	\$ 11,522.14

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark, that the sum of Three Thousand, Two Hundred Fifty-three Dollars and Eighty Cents (\$3,253.80) be and the same is hereby appropriated to the City Treasurer, same being the week-

ly payrolls of the Department of Parks and Public Property for weeks ending October 11th and October 14th, 1939, as follows:

Shade Tree	\$ 2,007.80
Public Buildings	1,246.00
	<hr/>
	\$ 3,253.80

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Twenty-five Thousand, Nine Hundred Twenty-four Dollars and Thirty-two Cents (\$25,924.32) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (Boylan Street) W	
WPA Project 6069	\$ 4,927.75
Swimming Pool Construction (Hayes Park East)	
WPA Project 6069	9,220.92
Swimming Pool Construction (Clifton Avenue) W	
WPA Project 6069	1,771.80
Swimming Pool Construction (Hayes Park East)	
WPA Project 6069	2,634.24
Swimming Pool Construction (Hayes Park West)	
WPA Project 6069	7,328.76
Swimming Pool Construction (Hayes Park East)	
WPA Project 6069 .....	.85
Swimming Pool Construction	

tion (Hayes Park East)	
WPA Project 6069	40.00
	<hr/>
	\$ 25,924.32

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,

Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Thirty-seven Thousand, Six Hundred Sixty-nine Dollars and Forty-seven Cents (\$37,669.47) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,.....
period ending October 11, 1939:

Newark Airport	\$ 2,620.05
Bureau of Motors	2,654.45
Bureau of Streets	2,128.94
Bureau of Sewers	841.13
House Sewer Connections	588.73
Bureau of Street Cleaning	18,266.11
Street Construction	730.29
Bureau of Docks	752.40
Bureau of Water	9,087.37
	<hr/>
	\$ 37,087.37

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,

Franklin Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-eight Thousand Eight Hundred Twenty-four Dollars and Nineteen Cents (\$48,824.19) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll, period October 1-15, 1939, both incl.:	
Director's Office	\$ 1,452.07
Newark Airport	1,254.99
Bureau of Lighting	420.00
Bureau of Streets	5,977.41
Sidewalks	216.66
House Sewer Connections..	380.22
Bureau of Sewers	1,119.14
Bureau of Street Cleaning	4,106.57
Bureau of Surveys	3,034.16
Engineering Division	1,129.99
Bureau of Motors	1,927.63
Bureau of Water	19,432.38
Swimming Pool Projects	708.33
Bureau of Docks	1,095.00
Newark Labor Relations Board	390.00
Sewer Construction	774.57
Airport Construction	1,315.00
Haynes Avenue Bridge Construction—WPA	270.83
Haynes Avenue Bridge Construction — General	200.00
City Clerk	3,223.64
Elections	395.00
	<hr/>
	\$ 48,824.19

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.
Not Voting: Commissioner Byrne.

RESOLVED: That the sum of

Eighty-four Thousand Four Hundred Eighty-seven Dollars and Ninety-Four Cents (\$84,487.94) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$ 9,484.29
Sewers	749.60
House Sewer Connections..	185.25
Director's Office	20.02
Joint Outlet Sewer Maintenance	4,850.60
Contingent (Resolution 5580)	1,115.80
Streets	46.81
Elections	972.50
Water	17,078.07
Newark Museum	10,700.00
Free Library	39,285.00
	<hr/>
	\$ 84,487.94

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Three Dollars and Five Cents (\$403.05) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Toy Mending (WPA Project 5618-7).....	\$281.13
National Youth Administration (Signboards WPA Project 92-3E-4)	31.80
National Youth Administration (Garment Project WPA Pro-	

ject 19-3EH-42) 50.00
 City Planning
 (WPA Project 5358) 40.12

\$403.05

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-seven Thousand Four Hundred Twenty-eight Dollars and Twenty-eight Dollars and Twenty-four Cents (\$27,428.24) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction	
(WPA Project 3531)	\$ 2,342.80
Street Construction	
(WPA Project 3531)	87.25
Street Construction	
(WPA Project 3531)	175.00
Street Construction	
(WPA Project 3813-7) ..	70.31
Street Construction	
(WPA Project 3531)	20,700.21
Sewer Construction	
(WPA Project 4813-7) ..	2,211.23
Sewer Construction	
(WPA Project 3352-7)	625.53
Sewer Construction	
(WPA Project 601)	293.16
Sewer Construction	
(WPA Project 6131-7)	759.63
Sewer Construction	
(WPA Project 4813-7) ..	163.12
	<u>\$ 27,428.24</u>

M. Ellenstein

Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, The City of Newark is interested in the Estate of Henry C. Jones, deceased, who left an interest to The City of Newark for the use of the poor, and one of the assets of the Estate in the hands of the Trustee, Fidelity Union Trust Company, consists of Mortgage Investment No. 75704, in which the City had certificate No. 73, and,

WHEREAS, the principal has been paid on the mortgage, and there has been an accounting and distribution of the money, the interest of the City therein being \$58.89, all of which is shown in the copy of statement attached hereto and made a part hereof; and,

WHEREAS, The Trustee, the Fidelity Union Trust Company, desires to pay the money, to wit, sum of \$59.89, upon receipt of release from The City of Newark, copy of which is attached hereto and made a part hereof;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the Director of the Department of Revenue and Finance be and he is hereby authorized to receive the sum of \$58.89 from the Fidelity Union Trust Company, Trustee of the Estate of Henry C. Jones, deceased, in full satisfaction of Certificate No. 73 in Mortgage Investment No. 75705, and to execute the release, copy of which is attached hereto and approved as to form by the

Law Department.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the \$700,000 Emergency Notes of The City of Newark, dated July 28, 1939, payable October 28, 1939, heretofore issued pursuant to the resolutions adopted by the Board of Commissioners on the 15th day of June, 1939, and the 19th day of July, 1939, and the 26th day of July, 1939, are outstanding, and there are no funds in the City treasury which are available for the payment of said notes, and the Board of Commissioners desires to renew said notes as hereinafter provided: NOW, THEREFORE,

The Board of Commissioners of The City of Newark Do Resolve as follows:

Section 1. For the purpose of renewing said outstanding \$700,000 Emergency Notes dated July 28, 1939, payable October 28, 1939, there shall be issued, pursuant to the Local Budget Law of New Jersey, notes of The City of Newark of the aggregate principal amount of \$700,000, to be designated "Emergency Notes." Said notes shall be dated the 28th day of October, 1939, and shall be payable the 29th day of January, 1940, and shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and shall be payable at maturity.

Section 2. Each of said notes shall be signed by the Director of the Department of Revenue and Finance and

shall be countersigned by the Mayor and Acting City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with the law and to recite therein that all requirements and conditions of law have been complied with in issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

Section 3. The power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 4. Said Director of the Department of Revenue and Finance is hereby directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Section 5. All moneys borrowed by the issuance of said notes shall, to the amount necessary, be applied to the payment of the principal of said outstanding \$700,000 Emergency Notes, dated July 28, 1939, payable October 28, 1939.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, an emergency has arisen with respect to relief of poor; and,

WHEREAS, adequate provision was not made in the 1939 Budget for the aforesaid purpose; and,

WHEREAS, R. S. 40:2-31, Chapter 23, P. L. 1939, provides for the creation of an emergency appropriation for the purpose above mentioned; and,

WHEREAS, the total amount of emergency appropriations created for this purpose, including the appropriation to be created by this resolution, is \$3,644,200.00;

1. NOW, THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that an emergency appropriation be and the same is hereby made pursuant to R. S. 40:2-31, Chapter 23, P. L. 1939, in the total amount of Five Hundred Thousand Dollars (\$500,000.00);

1A. BE IT FURTHER RESOLVED, That said appropriation shall be provided for in full in the 1940 Budget; and,

1B. BE IT FURTHER RESOLVED, That an "Emergency Note," not in excess of the above amount, be hereby authorized, pursuant to R. S. 40: 2-31 and in accordance with the provisions of 40:2-40 and 40:2-41 and 40:3-43 to 40:2-46; and,

1C. BE IT FURTHER RESOLVED, that said note shall be dated, October 18th, 1939, may be renewed from time to time, and such note and any renewals thereof shall be payable on or before December 31st, 1940.

1D. BE IT FURTHER RESOLVED, That a copy of this resolution be filed forthwith with the Commissioner

of Local Government.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, a judgment was rendered for the prosecutor in the matter of Halligan & McLellon, Inc., Prosecutor, vs. New Jersey State Board of Tax Appeals and The City of Newark, Defendants—On certiorari in the matter of a tax appeal; and,

WHEREAS, costs have been allowed the prosecutor in the sum of \$130.40, taxed as of June 26, 1939, copy of which Taxed costs certificate is attached hereto and made a part hereof;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of Revenue and Finance be and he is hereby authorized and directed to make payment of the aforesaid taxed costs of \$130.40 in favor of the Prosecutor in the action aforesaid, as stated in the copy of certificate of taxed costs attached hereto and made a part hereof.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The City of Newark

as of October 1, 1939 has been relieved of the contribution of Ten Dollars (\$10.00) per month for each worker employed on WPA Sewing Room Projects, which amounts to about Eight Thousand Dollars (\$8,000.00) per month; and,

WHEREAS, The City of Newark has heretofore paid the rent for the third floor and the WPA the rent for the second floor of the premises at No. 9 St. Francis Street, Newark, used for sewing machine project; and,

WHEREAS, as a consideration for the discontinuance of the monthly payment of Ten Dollars (\$10.00) per worker by the City as aforesaid, it is required by the WPA that the City shall pay the rental for both floors of the premises aforesaid;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the City does hereby authorize the Director of the Department of Public Works to enter into a lease, on the basis of a monthly tenancy, for the second and third floors of Building "A," of the premises known as No. 9 St. Francis Street, in the City of Newark, Newark, New Jersey, to commence the first day of October, 1939, at a monthly rental of Three Hundred Dollars (\$300.00), payable in advance on the first day of each month, for use as a Sewing Room Project WPA; conditioned that the lease may be terminated by either party on thirty (30) days' notice; the lessor shall furnish heat, water for drinking and working purposes, freight elevator service and watchman's services and toilet facilities; shall maintain premises in good repair and tenantable condition. The tenant shall have right to make alterations and additions to the premises as the project shall require, and such other conditions as the said Director may require and agree to, subject to the approval of the Law Department as to form and contents of

lease

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, by resolution No. 5480-F, adopted August 16, 1939, the Director of the Department of Parks and Public Property was authorized to enter into a certain lease with Federal Concession Company, Inc., a corporation, whereas the lease is to be entered into with Harold A. Cohen, trading as Federal Concession Company;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the aforesaid resolution No. 5480-F be and is hereby corrected accordingly.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED: That in order to accommodate public purposes in the City of Newark, Public Service Coordinated Transport be and it is hereby requested and directed to relocated its poles on both sides of Raymond Boulevard and Market Street, between

Prospect Street and Madison Street, as indicated on map or plan numbered 2972-K and entitled "Public Service Coordinated Transport, Distribution Department, Proposed Relocation of Transport Poles, Raymond Boulevard and Market Street, between Prospect and Madison Streets, Newark, New Jersey," dated September 27, 1939, hereto attached and made a part hereof, and that said poles be and are hereby relocated as shown on said map or plan.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

The Director of the Department of Parks and Public Property submits the items, as hereinafter set forth, as obligations incurred by his Department, all of which were necessary in the conduct of its affairs and recommended for approval by the Director, who certifies as to correctness.

THEREFORE, BE IT RESOLVED: By the Board of Commissioners of the City of Newark that the following purchases of materials, supplies and labor, by authority of the Director of the Department of Parks and Public Property, be and the same are hereby approved;

Director's Office:

Bennett Oil Co., gasoline, oil,
etc.\$ 17.79
City Treasurer, postage 10.00

Division of Printing and Stationery — supplies 10.33

Printing and Stationery—Miscellaneous Advertising:

Newark Evening News, miscellaneous advertising 27.78

Newark Star Eagle, miscellaneous advertising 14.56

Public Buildings:

Division of Printing and Stationery, supplies 1.92

Insurance Fund Commission, medical expenses 3.00

Max S. Kotler, repairing locks, etc. 3.90

N. J. Bell Telephone Co., direct wires service 186.83

N. J. Bell Telephone Co., switchboard 962.17

Public Buildings—City Owned Property:

Dept. of Public Affairs—Water rent 8.63

Insurance Fund Commission, fire insurance 95.46

Smoke Abatement:

City Treasurer, postage 10.00

Bennett Oil Co., gasoline, oil, etc. 17.70

Division of Printing and Stationery, supplies 1.50

Weights and Measures:

Bennett Oil Company, gasoline and oil 3.36

Division of Printing and Stationery, supplies 4.18

Upper Warehouse of Newark, Inc., storage, etc.	34.00	Division of Printing and Sta- tionery, supplies	7.77
Shade Tree:		W.P.A. Project No. 3-7-5657:	
Carl Bannwart, incidentals	11.70	Division of Printing and Sta- tionery, supplies	50.66
Bennett Oil Co., gasoline, oil etc.	118.83	W.P.A. Project No. 1485-7:	
City Treasurer, postage	5.00	City Treasurer, postage	30.00
Commonwealth Water Co., water at nursery	9.75	Division of Printing and Sta- tionery, supplies	27.96
Division of Printing and Sta- tionery, supplies	3.61	Reserve for Liabilities— Weights and Measures:	
International Harvester Co., truck repairs	4.85	W. & L. E. Gurley, repairing, polishing and nickeling measures	80.00
M. Lakind, installing glass	2.00	Printing and Stationery— Dedicated Revenue:	
N. J. Bell Telephone Co., ser- vice at nursery	5.00	Addressograph Sales Agency, service, July 1 to October 1, 1939	73.75
Public Service Electric and Gas Co., current	20.94	Allen Calculators, Inc., service March 11 to September 11, 1939	11.25
Sterling Motors Corp., truck repairs	10.21	Monroe Calculating Machine Co., rentals	120.00
Cornelius J. Cronin, transport- ation, etc.	5.00	Jos. M. Byrne, Jr. M. Ellenstein Pearce R. Franklin Vincent J. Murphy	
Wm. C. Hicks, transportation, etc.	3.00		
Walter H. MacPherson, trans- portation, etc.	5.00		
Solomon Newbarth, transport- ation, etc.	5.00	The roll being called, the resolution was declared adopted by the follow- ing votes:	
Andrew J. Sweeney, transport- ation, etc.	5.00	Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.	
Hugh P. Sweeney, transporta- tion, etc.	5.00	BE IT RESOLVED by the Board of Commissioners of The City of New- ark that the Director of the Depart- ment of Parks and Public Property be and he is hereby authorized and empowered to advertise for bids for	
Patrick J. Tansey, transport- ation, etc.	5.00		
W.P.A. Project No. 5037-7:			

the leasing of the Centre Market Building, including the basement thereof, to the most suitable tenant available.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

Resolved: That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Cast Iron Pipe and Specials, Bituminous Enamel and Primer, Concrete Units, Bricote all for the Department of Public Affairs, and Plumbing Supplies for the Department of Public Works, WPA Project.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of The Board of Commissioners of The City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Tire Chains,

Dodge Truck and Judge's Rostrum, therefore be it

RESOLVED, By the Board of Commissioners of The City of Newark that the contracts for furnishing and delivering said materials to the City of Newark be and the same hereby are awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

S. H. GROSSMAN, INC.,
Newark, N. J.

(Public Affairs)

One (1) Model VH Dodge Truck Chassis, Cab and Special Combination Steel Body, as per specifications for \$1,979.15.

JOHN MIELACH, Newark, N. J.

(Public Safety)

One Judge's Rostrum, for First Precinct, as per plan and specification for \$1,175.00.

AUTOMOTIVE EQUIPMENT
COMPANY, Newark, N. J.

(All Departments excepting Revenue and Finance)

One (1) or more sets of any or all types and/or sizes of "Weed" Tire Chains, Cross Links and Emergency Units @ 40-5-10-2% off list prices.

R. A. McDONOUGH & COMPANY,
Newark, N. J.

(All Departments excepting Revenue and Finance)

One (1) or more sets of any or all types and/or sizes of "Pyrene" Tire Chains, Cross Links and Emergency Units @ 40-10-2% off list prices.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioners Byrne offered the following resolution:

RESOLVED: By the Board of Commissioners of The City of Newark, that the following changes appearing in the payrolls of the Department of Parks and Public Property for the first and second half of October, 1939, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS:

The name of Anna Seifert, Telephone Operator, changed to Anne Judson, effective as of October 16th, 1939.

Josephine Nestor, temporarily appointed Telephone Operator on October 11th and 13th, 1939, and reappointed on October 23rd, 1939, at a salary of \$20.00 per week. Miss Nestor has been appointed for vacation relief work.

Matthew O'Brien, temporary Watchman, who was appointed on October 10th, 1939, terminated his services as of the same date.

Walter Dickerman, temporarily appointed Watchman, at a salary of \$120.00 per annum, effective as of Oc-

tober 11th, 1939, Mr. Dickerman has been appointed for vacation relief.

Frank Veix, Painter, who was suspended on September 26th, 1939, without pay, was reinstated on October 17th, 1939.

John Gyllenhammer, temporarily appointed Stationery Engineer, at a salary of \$3,180.00 per annum, effective as of October 24th, 1939. Mr. Gyllenhammer has been appointed for vacation relief.

**ANNUAL VACATIONS, WITH PAY,
GRANTED EFFECTIVE ON DATES
SHOWN:**

DIRECTOR'S OFFICE:

Edna M. Holdsworth, Executive Clerk, one week, October 23, 1939.

PUBLIC BUILDINGS:

Fred Kramel, Stationery Engineer, one week, October 24, 1939.

Helena Shephard, Telephone Operator, one week, October 23, 1939.

SHADE TREE:

Frank Egan, Laborer, 7 days, October 5th, 1939.

Anthony Segale, Laborer, 7 days, October 9th, 1939.

Michael Green, Laborer, 7 days, October 5th, 1939.

Francis J. Sheridan, Laborer, 7 days, October 5th, 1939.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, Clare Mulvey is employed as Law Stenographer in the Law Department, Department of Public Works, under Civil Service; and

WHEREAS, said Clare Mulvey having married since her appointment to her said position, and her name presently being Clare McCarthy;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the name of Clare Mulvey, Law Stenographer, Law Department, Department of Public Works, be and the same is changed to Clare McCarthy, and that departmental records and payroll be changed accordingly; and,

BE IT FURTHER RESOLVED, That the City Clerk be and he is hereby directed to send a copy of this resolution to the Civil Service Commission for their information and records.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs, desires to file with the United States Work Projects Administration, project application No. 4519-O-A, to operate a museum ex-

tension project in the City of Newark, as co-Sponsor; and

WHEREAS, the contribution requested of the United States Work Projects Administration for said project amounting to \$277,620.00 is contingent upon the expenditure of \$25,400.00 by the City of Newark as co-Sponsor;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$25,400.00 for the purpose aforesaid.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, Pearce R. Franklin, Director of the Department of Public Works, desires to file with the United States Work Project Administration, project application No. 3-7-5755 to operate a venereal disease examination project in the City of Newark; and

WHEREAS, the contribution requested of the United States Work Projects Administration for said project amounting to \$17,526.00 is contingent upon the expenditure of \$6,460.00 by the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the Director of the Department of Public Works is

hereby authorized to expend the sum of \$6,460.00 for the purpose aforesaid.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., October 17, 1939.

The Board of Commissioners of
The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

438-440 Clinton Avenue (251 Jelliff Avenue); Julius Mackorofsky; in a 2nd business district the establishment and operation of a wholesale and retail doughnut and cruller bakery; on condition that all deliveries and receiving be done by the rear entrance only; such use to be limited to the period of two years; (No objectors);

19 Central Avenue; Edward W. Scudder; in a 2nd business district an entrance to automobile parking station located at 10-14 Washington Street; same to be operated and

maintained as an entrance only; same to run concurrently with the said parking station at 10-14 Washington Place and thus be limited to the period ending June 17, 1940; (No objectors);

843-845 North Sixth Street and 9 Rose Avenue; Ralph Carbone; in a 1st business district the establishment and operation of a coal business (20-ton coal scale); on condition that no bagging of coal be done on or about these premises; such use to be limited to the period of one year;

*211-217 Washington Street; R. C. Allen; renewal of permit for automobile parking station and two stationary gasoline pumps; such use to be limited to the period of one year ending October 21, 1940;

15 Edison Place; Emanuel Ramo; in a 2nd business district the establishment and operation of an automobile parking station; on condition that there be one eighteen (18') foot driveway in the center of the premises and that there be a fence or railing erected along the street line; same to be operated and maintained in conformity with the rules of this Board; such use to be limited to the period of one year; (No objectors);

177-179 Somerset Street; Pennington Satterthwaite, Pennington Satterthwaite, Jr., and Franklin Bache Satterthwaite; in a 2nd business district the wholesale distribution of malt, vinous and spirituous liquors.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary.

(These matters to be heard by the Board of Commissioners at its meeting of October 18th, 1939.)

Received, copy to be sent to each Commissioner and further action postponed to October 25, 1939.

The City Clerk: We have referred to us by Mr. Rankin, Secretary of the Board of Adjustment, for a hearing date to be set one week from today, six Board of Adjustment matters, one of which is a renewal and can be disposed of at this time under a suspension of the rules.

Mayor Ellenstein: I will entertain such a motion.

Commissioner Murphy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of R. C. Allen (Prudential Insurance Company, owner); for the renewal of permit for automobile parking station and two stationary gasoline pumps; premises 211-217 Washington Street; such use to be limited to the period of one year ending October 21, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the

Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk: Mr. Mayor, counsel for the Satterthwaite family has asked for a suspension of the rules in a matter in which there were no objectors at the time. It is an application for the wholesale distribution of malt and spirituous liquors, and so forth, at 177-179 Somerset Street.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in this matter.

Commissioner Franklin: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to

the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Pennington Satterthwaite, Pennington Satterthwaite, Jr., and Franklin Bache Satterthwaite, owners; for the wholesale distribution of malt, vinous and spirituous liquors in a 2nd business district; premises 177-179 Somerset Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin: I move you, Mr. Mayor, that until further action by this Board the regular meetings of the Board of Commissioners be set at four-thirty P. M. on Wednesdays instead of 11 A. M. as heretofore.

Commissioner Byrne: I second the motion.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The City Commission will now go into balloting.

Deputy City Clerk Bross: I have some resolutions.

Mayor Ellenstein: Where did they come from?

Deputy City Clerk Bross: Director Murphy.

Mayor Ellenstein: We will now hear the weekly resolutions. Instead of hearing them on Wednesdays at 11 o'clock we will hear them on Wednesday afternoons at 4:30 in the future.

RESOLVED, by the Board of Commissioners of the City of Newark that, in order to avoid duplication of effort resulting from the overlapping of our local government functions, with its consequent unnecessary expenditure of taxpayers' money, and in the interest of more efficient and lower cost of our local governmental operations, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks

Shade Tree Division

Building Department

Insurance Fund Commission

Housing Authority

be and the same are hereby distributed into the Department of Parks and Public Property, and the Director of the Department of Parks and Public Property is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines

Housing and maintenance of all motor and horse drawn vehicles;

Parks

Shade Tree Division

Building Department

Insurance Fund Commission

Housing Authority

and shall perform all of the duties now or heretofore imposed by law with respect thereto.

Vincent J. Murphy

Commissioner Murphy: I move the adoption of the resolution.

(On roll call; Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein: The resolution having received but two votes is defeated.

RESOLVED, by the Board of Commissioners of The City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Relief

Overseer of the Poor

Soldiers and Sailors Aid Bureau

Camp Newark

Employment Bureau

Municipal Assistance Board

Labor Relations Board

Health Bureau

City Hospital

Alms House

Home for Boys

Baths

Dog Pound

be and the same are hereby distributed into the Department of Public Works, and the Director of the Department of Public Works is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Relief

Overseer of the Poor

Soldiers and Sailors Aid Bureau

Camp Newark

Employment Bureau

Municipal Assistance Board

Labor Relations Board

Health Bureau

City Hospital

Alms House

Home for Boys

Baths

Dog Pound

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Commissioner Murphy: I move the adoption of the resolution.

(On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein: The resolution having received but two votes is declared defeated.

RESOLVED, by the Board of Commissioners of The City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Police Division

Police Courts

Fire Division

Weights and Measures

Smoke Abatement

All Licenses

Street Lighting

Transportation Regulation

be and the same are hereby distributed into the Department of Public Safety, and the Director of the Department of Public Safety is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Police Division

Police Courts

Fire Division

Weights and Measures

Smoke Abatement

All Licenses

Street Lighting

Transportation Regulation

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Commissioner Murphy: I move the adoption.

(On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein: The resolution receiving but two votes is declared defeated.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Comptroller

Treasurer

Tax Receiver

Auditor of Accounts

Board of Assessments and Revision of Taxes

Board of Assessment for Local Improvements

Board of Adjustment

Sinking Fund Commission

Printing and Stationery Division

Division of Central Purchase

Billing, collection and auditing division, now in the Water Bureau.

Martin Act

Pension Funds

Law Department

be and the same are hereby distributed into the Department of Revenue and Finance, and the Director of the Department of Revenue and Finance, is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Comptroller

Treasurer

Tax Receiver

Auditor of Accounts

Board of Assessment and Revision of Taxes

Board of Assessment for Local Improvements

Board of Adjustment

Sinking Fund Commission

Printing and Stationery Division

Division of Central Purchase

Billing, collection and auditing division, now in the Water Bureau

Martin Act

Pension Funds

Law Department

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Commissioner Murphy: I move adoption.

(On roll call: Commissioner Murphy voted aye; Commissioners Byrne, Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein: That resolution having received but one vote is declared defeated.

RESOLVED, by the Board of Commissioners of The City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Streets

Street Cleaning

Refuse collection
Sewers
Water Department, except the billing, collection and auditing functions thereof

Airport

Docks

Passaic River Waterfront

Municipal Water fronts

Port Newark developments

Art Commission

Free Public Library

Museum

Board of Education

Newark Technical School

District Courts

City Clerk

be and the same are hereby distributed into the Department of Public Affairs, and the Director of the Department of Public Affairs is hereby vested with all of the powers, authority and right now or heretofore vested in or given by any statute, charter or ordinance relating to the

Streets

Street Cleaning

Refuse Collection

Sewers

Water Department, except the billing, collection and auditing function thereof

Airport

Docks

Passaic River waterfront

Municipal Waterfronts

Port Newark Development

Art Commission

Free Public Library

Museum

Board of Education

Newark Technical School

District Courts

City Clerk

and shall perform all of the duties now or heretofore imposed by law with respect thereto, (except the housing and maintenance of all real and personal property connected therewith).

Vincent J. Murphy

Commissioner Murphy: I move for the adoption.

(On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein: That resolution having received but two affirmative votes is declared defeated.

Mayor Ellenstein: I am having a resolution typed now. It will just be a few moments before it comes over from the Law Department.

The Clerk will read the resolution I am introducing for the City Commission.

WHEREAS, the Board of Commissioners of the City of Newark have

ballotted at numerous meetings, in an endeavor to fill the vacancy resulting from the resignation of Michael P. Duffy, as Commissioner of the City of Newark; and

WHEREAS, Commissioner Vincent J. Murphy has announced that he will not participate in said balloting by presenting the names of candidates or voting in favor of any candidate suggested because certain resolutions presented by him for the redistribution of the departments of the City of Newark have not been adopted by the Board of Commissioners; and

WHEREAS, the action of Commissioner Vincent J. Murphy in voting "No" on all persons proposed as fit persons to fill said vacancy, does not constitute a bona fide participation in said balloting to fill the vacancy, but rather results in a vote which has the effect of preventing the filling of said vacancy; and

WHEREAS, the Board of Commissioners have been advised that it is the duty of each commissioner to participate bona fidedly in the attempts and balloting to fill said vacancy, as required by the statute in such case made and provided;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of The City of Newark that Vincent J. Murphy, member of the Board of Commissioners, remaining thereon after the resignation of Michael P. Duffy, as Commissioner, be and he is hereby requested and directed to bona fidedly participate in the balloting to fill the vacancy in the Commission resulting from the resignation of Michael P. Duffy, and he is hereby requested and directed to present the name of any person who he believes to be a fit person to fill said vacancy and to exercise his bona fide judgment, as required by law, in voting upon other candidates suggested by other of the remaining Commissioners; and

BE IT FURTHER RESOLVED, that the Board of Commissioners call to the attention of Vincent J. Murphy that it is his duty to so participate, as required by the statute in such case made and provided.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

Mayor Ellenstein: All in favor of the resolution as read by the Clerk will signify by saying aye, contrary no; the Clerk will call the roll.

Deputy City Clerk Bross: Commissioner Byrne?

Commissioner Byrne: Aye.

Deputy City Clerk Bross: Commissioner Franklin?

Commissioner Franklin: Aye.

Deputy City Clerk Bross: Commissioner Murphy?

Commissioner Murphy: I want to say that I am participating and to me there is absolutely no need for the resolution whatsoever. I am participating in the election just the same as any other member of this Commission is. That is my personal feeling. I do not think there has been a candidate proposed yet that I have not been recorded. No.

Deputy City Clerk Bross: Mr. Mayor?

Mayor Ellenstein: Aye.

Commissioner Murphy: I am carrying out by duty. I am not afraid to vote no.

Mayor Ellenstein: The resolution is passed.

REPORTS OF CITY OFFICERS

The following Reports of City Officers were received and ordered filed:

Comptroller for August, 1939.

REPORT OF CASH COLLECTED BY TAX RECEIVER

August, 1939

1939 Real Estate Tax	\$4,840,842.02	
Less Discounts	20,092.74	
		\$4,820,749.34
1939 Personal Tax	788,011.28	
Less Discounts	3,214.09	
		784,797.19
1939 N. G. Checks Redeposited, account 1939 Tax		5,599.18
1939 Refunds account 1939 Tax		4,843.81

Personal Arrears:

1938 Tax	58,868.07	
1937 Tax	25,748.08	
1936 Tax	1,829.07	
1935 Tax	504.56	
1934 Tax	97.03	
1933 Tax	32.55	
1932 Tax	51.51	
1931 Tax	29.55	
1930 Tax	2.08	
1927 Tax	3.79	
		87,166.29

Real Estate Arrears and Assessments, "Regular":

1938 Tax	385,132.78	
1937 Tax	89,535.49	
1936 Tax	45,690.27	
1935 Tax	16,385.02	
1934 Tax	7,534.36	
1933 Tax	1,887.66	
1932 Tax	5,049.32	
1931 Tax	1,968.16	
1930 Tax	291.95	
1929 Tax	21.01	
		553,496.02

Street Paving Assessments:

Pennsylvania Avenue	\$ 53.14	
North 11th Street	60.52	
Avon Avenue	88.25	
Webster Street	43.85	
Arch Street	35.16	
Walnut Street	70.74	
Wickliffe Street	19.50	
Lang Street	50.00	
Bergen Street	132.45	
Mulberry Street	160.83	
Madison Street	33.95	
Homestead Park	5.00	
Wilson Avenue	100.83	
Eighth Avenue	1.00	
		855.27

Street Sewer Assessments:

McCarter Highway	6.25	
Peddie Street	303.66	
Lang Street	7.60	
Pennsylvania Avenue and Gillette Pl	5.00	
Lyons Avenue	16.00	
		<hr/>
		338.51

Street Openings:

Passaic Street	70.90	
Mulberry Street	735.95	
		<hr/>
		806.85
House Sewer Connections	1,042.22	
Water Service Connections	170.40	
Snow Removal	116.49	
Shade Trees	15.00	
Water Rent Assessment	370.33	
		<hr/>
		3,715.07

**Real Estate Arrears and
Assessment T/S Liens:**

1938 Tax	5,457.61	
1937 Tax	5,819.15	
1936 Tax	6,615.14	
1935 Tax	5,094.91	
1934 Tax	3,423.73	
1933 Tax	2,254.77	
1932 Tax	2,202.89	
1931 Tax	1,372.02	
1930 Tax	379.49	
1929 Tax	90.80	
1928 Tax	57.44	
1927 Tax	3.79	
1926 Tax	1.03	
T/S Interest and Costs in Certificate	2,592.90	
		<hr/>
		35,366.67

Street Paving Assessments:

Sheldon Terrace	\$194.60	
Bergen Street	14.43	
Synott Place	499.50	
		<hr/>
		708.53

Street Opening Assessments:

Jones Street	\$ 46.12	
Jackson Street	2.81	
Raymond Plaza	26.70	
Mt. Vernon Place	8.40	
		<hr/>
		84.03

Street Sewer Assessments:

Mt. Vernon Place	\$ 64.38	
Woodbine Avenue	21.00	
		85.38
Snow Removal		13.20
Assessment Interest T/S Liens		38.89
		<u>930.03</u>

Miscellaneous Revenue:**Licenses—**

For Sale Alcoholic Beverages	\$ 1,972.59	
Ice Cream, Ice, Plumbing and Refuse	234.00	
General Licenses	4,116.03	
Dog Licenses	242.00	
		<u>6,564.62</u>

Fees and Permits—

Tax Search Fees	\$ 753.75	
Transcript Fees for Births, Deaths, etc.	403.75	
Building and Electrical Work Permits	3,342.47	
Towels, Soap, Bathing Suits.....	2,656.26	
Combustible Moving Pictures, Garage, Miscellaneous, etc.	1,384.10	
Receipts for Patients Treated.....	1,802.33	
Jury and Listing Fees	2,914.75	
Animal, Chicken, Plumbing Permits and Miscellaneous Fees	635.00	
Public Sewer Conn. Tap Fees, D. P. A.	90.00	
		<u>13,982.41</u>

Fines—

Magistrates	\$ 5,317.15	
Overdue and Lost Books	904.88	
		<u>6,222.03</u>

Bus Receipts Tax—

Jitney Tax	17,135.41
------------------	-----------

Leases and Rentals City Owned Property—

Miscellaneous Rents	\$ 4,826.00	
Army Base Rental	8,333.33	
		<u>13,159.33</u>

Interest and Costs—

1939 Real Estate Tax	\$ 7,909.22	
1939 Personal Tax	1,249.66	
Real Estate Arrears Taxes	71,631.38	
Real Estate Arrears Assessments	2,498.60	
Personal Arrears	3,023.82	
Sale Advertising Costs	2,419.75	
	<u>88,732.43</u>	
		145,796.23

Miscellaneous Revenue Not Anticipated:

City Home	93.00	
Convalescent Hospital	2.17	
Police Department	164.32	
Poll Tax	8.00	
Telephone Commissions	64.80	
City Hospital	30.82	
Board of Health	54.55	
Board of Adjustment	6.81	
Street Cleaning D. P. A.	44.71	
Puder & Puder Report	5.00	
	<u>474.18</u>	

Dedicated Revenue:

Outdoor Poor	710.00	
Printing and Stationery	2,425.29	
Water Rents	213,189.95	
Street Repairs	3,041.35	
Street Cleaning	848.08	
House Sewer Connections	2,797.09	
Docks	4,366.13	
Airport	12,619.98	
Shade Tree	74.41	
Street Approp. Pers. Service, Weights and Measures	2,738.00	
	<u>244,810.23</u>	

Special Items of Revenue**Consent Commissioner Local Government:**

Smoke Abatement Bureau Fees	200.00	
Farmers Market Fees	100.00	
Foreclosed Property Rents	35.00	
Board of Adjustment	190.00	
	<u>525.00</u>	

Special Items Jones and Jones
City Owned Property:

Pee Jay Corporation	416.66	
Federal Parking Corporation	113.50	
Market Plaza Leases	6,250.00	
		<hr/>
		6,780.16

General Accounts:

200 Washington Street	833.33	
Estate H. C. Jones	13.04	
Redemptions	33,170.35	
School Accounts	52,507.55	
Emergency Relief Special	1,060.20	
Bonds Sold	425,000.00	
Interest on Bonds Sold	64.58	
Payroll Refund City Hospital	12.16	
		<hr/>
Total Cash Collected	\$7,207,710.66	
Plus Deposit to Adjust	2.63	
		<hr/>
Total Deposited in Banks	\$7,207,713.29	

Vincent J. Murphy

Director of Revenue and Finance.

Mayor Ellenstein: We will now proceed to balloting to fill the vacancy as exists in the Newark City Commission. The Clerk informs me it is ballot number 76.

Are there any presentations?

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie to fill the vacancy. As many as are in favor of Thomas Guthrie to fill the vacancy that exists in the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.)

Mayor Ellenstein: Mr. Guthrie hav-

ing received but one vote is declared not elected.

Are there any other presentations?

Commissioner Franklin: James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr.

As many as are in favor of James Pellecchia, Jr. being chosen to fill the vacancy that exists on the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Pellecchia, having received but two votes is declared not elected.

I will present to the City Commission again the name of Labor's Choice, Louise R. Mazzei. As many as are in favor of Louis R. Mazzei being chosen to fill the vacancy that exists on the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Any other presentations?

I will present the name of Carl Abruzzese. As many as are in favor of Carl Abruzzese being chosen to fill the vacancy that exists on the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Are there any other presentations that any of the commissioners have?

I will present for the consideration of the City Commission the name of Judge Ralph Villani. As many as are in favor of Judge Villani being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Judge Villani

having received but two votes is declared not elected.

Are there any other presentations?

I will present again the name of Dr. Ames Filipone to fill the vacancy. All in favor of Dr. Filipone being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Dr. Filipone having received but two votes is declared not elected.

Are there any other presentations any of the commissioners have?

I will present the name of a man who has given excellent service to the City of Newark by being a member of its Board of Education for a number of years, Frank Cozzoline. As many as are in favor of Frank Cozzoline being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations by any member of the City Commission?

Are there any other presentations?

Have any of the newspapermen any candidates?

I will again present the name, in the hopes that perhaps those in labor

will vote in favor of the candidate that is Labor's Choice, and I will present the name of Louis R. Mazzei. As many as are in favor of Louis R. Mazzei being selected to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Mazzei, Labor's Choice, is declared not elected, having received but two votes.

Are there any other presentations?

Commissioner Franklin: I will toss mine in again. James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of Mr. Pellecchia filling the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Pellecchia, receiving but two votes is declared not elected.

I will again present to the City Commission the name of Carl Abruzzese. As many as are in favor of Carl Abruzzese being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected. Are there any

other presentations by the City Commission?

I will present the name of Judge Ralph Villani for the consideration to the City Commission. As many as are in favor of Judge Villani to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Are there any other presentations any of the commissioner have to make?

I again present the name of Dr. Ames Filipone. As many as are in favor of Dr. Filipone being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Dr. Filipone having received but two votes is declared not elected.

Are there any other presentations any of the commissioners have?

Commissioner Byrne: Fred C. Bigelow.

Mayor Ellenstein: Director Byrne presents the name of Fred C. Bigelow to fill the vacancy. All in favor of Mr. Bigelow being chosen to fill the vacancy, will signify by saying aye; contrary no, the Clerk will call the roll.

(On roll call: Commissioner Byrne voted aye, Commissioners Franklin, Murphy and Mayor Ellenstein voted no.)

Mayor Ellenstein: Mr. Bigelow having received but one vote is declared not elected.

Are there any other presentations?

I will present to the City Commission the name of Frank Cozzoline. As many as are in favor of Frank Cozzoline being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations any member of the City Commission has to make?

What is the disposition of the City Commission?

Commissioner Franklin: I move we adjourn.

Mayor Ellenstein: Is there a second to that?

Commissioner Murphy: I second the motion.

(On roll call: Commissioners Franklin, Murphy and Mayor Ellenstein voted aye; Commissioner Byrne voted no.)

APPROVED:

M. ELLENSTEIN

PEARCE R. FRANKLIN

VINCENT J. MURPHY

JOS. M. BYRNE, JR.

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J. October 25, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 4:30 P. M.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

The minutes of the previous meeting were read and approved as read.

The City Clerk presented An Ordinance providing for the issuance of \$200,000 Water Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne: I move the ordinance be deferred for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to supplement and amend an ordinance entitled "An Ordinance concerning the operation and maintenance of open air parking stations in The City of Newark, and providing for the licensing thereof," adopted June 15, 1932, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne I move action on this ordinance be deferred for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance relating to the business of moving used goods and chattels consisting of either furniture, household goods, pianos, office furniture, store fixtures, etc., and providing for licensing, regulating movers for hire and requiring permits to be obtained before such removal, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Franklin: I move further consideration of this ordinance be deferred for four weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented the following ordinance and stated that today was the time fixed for a further hearing, this being the adjourned date for same:

An Ordinance creating the rank of Sergeant-Stenographer in the Police Division of the Department of Public Safety of the City of Newark and providing for the appointment thereof.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizens desire to be heard on this ordinance?

(No response).

No one appearing, Commissioner Byrne moved the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Byrne moved that the following ordinance be taken up on second reading:

An Ordinance creating the rank of Sergeant-Stenographer in the Police Division of the Department of Public Safety of the City of Newark and providing for the appointment thereof.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Byrne moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Byrne moved that the ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Byrne moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Byrne moved that the title of "An Ordinance creating the rank of Sergeant-Stenographer in the Police Division of the Department of Public Safety of the City of Newark and providing for the appointment thereof," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Not Voting Commissioner Murphy.

The Clerk then read the title of the ordinance as follows:

An Ordinance creating the rank of Sergeant-Stenographer in the Police Division of the Department of Public Safety of the City of Newark and providing for the appointment thereof.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Nine Thousand Eighty-four Dollars and Eighty-eight Cents (\$9,084.88) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Tax Board	\$ 1,317.50
Personal Tax Arrears	26.10
Reserve for Refunds—	
Overpayments Tax Receiver's Office	7,741.28
	<hr/>
	\$ 9,084.88

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED That the sum of Fifteen Thousand Nine Hundred Forty Dollars and Fifty-three Cents (\$15,940.53) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions—Prior Years
Taxes Granted by State
Board of Tax Appeals\$ 15,940.58

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Twelve Dollars and Forty-six Cents (\$212.46) be and the same is hereby appropriated to the City Treasurer, being the Supplementary Payroll of the Board of Assessment and Revision of Taxes, Department of Revenue and Finance from October 1st to 15th, 1939:

Tax Board\$212.46

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Thousand Four Hundred Six Dollars and Twenty-nine Cents (\$5,406.29) be and the same is hereby appropriated to the persons named on

annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Director's Office	\$ 12.20
Armistice Day Celebration	50.00
Columbus Day Celebration	599.50
Newark City Hospital	
W.P.A. Project 5410-7....	1,308.44
Convalescent Hospital	1,697.36
Emergency Relief Admin- istration	1,718.03
Outdoor Poor Department..	20.76
	<hr/>
	\$5,406.29

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: By the Board of Commissioners of The City of Newark that the sum of Eighty-three Dollars and Thirty-three Cents (\$83.33) be and the same is hereby appropriated to the City Treasurer, same being a supplementary payroll, September 1st to September 15th, 1933, as follows:

Public Buildings (Judg- ment)	\$83.33
--	---------

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark, that the sum of Three Thousand, One Hundred Sixty-three Dollars and Sixty-four Cents (\$3,163.64) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending October 18th and October 21st, 1939, as follows:

Shade Tree	\$1,883.64
Public Buildings	1,280.00
	<hr/>
	\$3,163.64

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Two Thousand, Three Hundred Seventy Dollars and Eighty-five Cents (\$2,370.85) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construc- tion (Hayes Park West)	
WPA Project 6069	\$ 699.75

Swimming oPol Construc- tion (Hayes Park East)	
WPA Project 6069	423.30

Swimming Pool Construc- tion (Boylan Street) W	
PA Project 6069	403.75

wimming Pool Construction (Clifton Avenue) WPA Project 6069	844.05
	<hr/>
	\$ 2,370.85

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of One Thousand Two Hundred Forty-five Dollars and Ninety Cents (\$1,245.90) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Cleaning (WPA Project 6409)	\$ 1,025.05
National Youth Administration (WPA Project 92,3E-41-A)	20.46
Toy Mending (WPA Project 5618-7)	9.34
City Planning (WPA Project 5358-7)	20.88
Newark World Fair Committee (WPA)	170.17
	<hr/>
	\$ 1,245.90

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED. That the sum of Eighteen Thousand Two Hundred Seventy-seven Dollars and Sixty-four Cents (\$18,277.64) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$18,277.64
-------------	-------------

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-five Thousand, Six Hundred Fifty-nine Dollars and Ninety Cents (\$55,659.90) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Newark Airport	\$ 1,509.32
Docks	497.51
Elections	691.00
Streets	626.59
Water	7,364.76
Public Lighting	31,536.98
Newark Industrial Commission	243.70
Street Cleaning	6,514.50
Sewers	57.15
House Sewer Connections ..	19.60
City Clerk	19.00
Surveys	20.89
Motors	6,297.75
Care and Relief of Indigent Children	276.15
	<hr/>
	\$ 55,659.90

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

House Sewer Connections ..	445.33
Bureau of Street Cleaning	18,167.41
Street Construction	633.76
Bureau of Docks	752.40
Bureau of Water	8,994.97
	<hr/>
	\$ 36,926.89

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eleven Thousand Seven Hundred Seven Dollars and Nine Cents (\$11,707.09) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction
(WPA Project 3531-7)\$11,707.09

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

RESOLVED: That the sum of Seven Hundred Sixty-nine Dollars and Twenty-two Cents (\$769.22) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction\$769.22

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-six Thousand Nine Hundred Twenty-six Dollars and Thirty-nine Cents (\$36,926.39) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending October 18, 1939:

Newark Airport	\$ 2,590.05
Bureau of Motors	2,636.04
Bureau of Streets	1,861.97
Bureau of Sewers	844.46

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Twenty-eight Dollars and Eighteen Cents (\$128.18) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Contingent Account
 Resolution 5580\$128.18

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
 Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eighty-one Dollars and Sixty-two Cents (\$81.62) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Newark Industrial	
Commission	\$ 15.00
Streets	5.50
Docks	9.00
Newark Airport	38.97
Contingent Accounts,	
Resolution 5580	13.15
	<hr/>
	\$ 81.62

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
 Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, the Board of Commissioners by a resolution duly adopted on October 18, 1939, made an emergency appropriation of \$500,000 for relief of the poor during the current fiscal year; and,

WHEREAS, the Board of Commissioners desires to provide for such emergency appropriation by the issuance of emergency notes as herein-after authorized: NOW, THEREFORE,

The Board of Commissioners of The City of Newark DO RESOLVE as follows:

Section 1. To meet said emergency appropriation, there shall be issued notes of The City of Newark of the aggregate principle amount of \$500,000. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum and shall be payable at maturity. Said notes shall be payable not later than the 31st day of December, 1940. Notwithstanding anything contained in said resolution adopted on the 18th day of October, 1939, said notes may be issued in such denominations as may be determined by the Director of the Department of Revenue and Finance, and each of said notes shall be dated on or about the date of its issuance.

Section 2. Each of said notes shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt, in conformity with law, and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

Section 3. The power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of

the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 4. Said Director of the Department of Revenue and Finance is hereby directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold, pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Section 5. It is hereby determined pursuant to Section 40:2-31 of the Revised Statutes of New Jersey that each of said emergency appropriations is required to meet a pressing need for public expenditure to protect or promote the public health, safety, morals or welfare for the relief of the poor of said City.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The City of Newark is the owner of buildings located at

39-41 Jones Street
114-126 Walnut Street
264-266 Chestnut Street and
258-260 Chestnut Street,

and,

WHEREAS, the Director of the Department of Revenue and Finance has determined that the said buildings are in great disrepair and therefore unsafe and unsuitable for rental purposes, and in their present condition

are not available for public use, and the buildings should be removed;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark, that the Director of the Department of Revenue and Finance be and he is hereby authorized to advertise for sealed proposals covering the razing, wrecking and removal of the said buildings located at

39-41 Jones Street
114-126 Walnut Street
264-266 Chestnut Street and
258-360 Chestnut Street,

Newark, New Jersey; bids to be received at the office of the said Director of the Department of Revenue and Finance at such time and on such date as he shall in said advertisement designate, and he shall have the right to reject any and all bids received and to execute a contract for the razing, wrecking and removal of the said buildings; said contract to be approved as to form by the Law Department.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Franklin.

WHEREAS, the Young Men's Christian Association of Newark, New Jersey, is located at 107 Halsey Street, Newark; and

WHEREAS, under Chapter 158 of Pamphlet Laws of 1936, said association is entitled to be exempt and is exempted from taxation of its real and personal property by the City of Newark; and

WHEREAS, an assessment of \$5,000.00, tax \$230.50 was erroneously levied against said association for 1938;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the assessment of \$5,000, tax \$230.50, be cancelled and that the Receiver be and he is hereby authorized to cancel the same of record.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Sisto Montanari purchased the property known as 218 Mt. Prospect Avenue, and through his attorney Alfonso Nisivoccia did order an official tax search No. 94718 on said property known as 218 Mt. Prospect Avenue, also known as Block 532, Lot 20, and did purchase said property relying on the official tax search, and whereas through an error the official tax search did not disclose City Certificate No. 31695, held by the City, as purchaser covering 214 Mt. Prospect Avenue, amounting to \$24.00 and made up as follows:

1937 Tax	\$18.45
Interest and Cost	5.55
Total	\$24.00

THEREFORE, BE IT RESOLVED That the Comptroller be and he is hereby authorized and directed to cancel from the records in his office the said certificate No. 31695, amounting to \$24.00.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, by resolution No. 5792, adopted October 4, 1939, the Board of Commissioners authorized the Director of the Department of Parks and Public Property to enter into a lease with the Works Progress Administration for the old Fifth Precinct Building, at One Dollars (\$1.00) per year, for one year, to be terminated on thirty days' notice; and,

WHEREAS, the Works Progress Administration has submitted a lease, copy of which is attached hereto and made a part hereof, beginning October 15, 1939, to June 30, 1943, and to be terminated by either part on thirty days' written notice, and to the extent of option by the Government to June 30, 1945;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark that the Director of the Department of Parks and Public Property be and the he is hereby authorized to execute the lease in the form attached hereto, subject to approval by the Law Department.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property solicited and received bids for renting out of premises owned by the City at 219-243 Mulberry Street, Newark; and,

WHEREAS, City Parking Service is the highest responsible bidder, at Two Hundred and Twenty-six Dollars (\$226.00) per month; for 3-year term; 30-day recapture clause; and subject to the specifications for bidders;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to enter into a lease for three years, commencing November 1st, 1939, at a monthly rental of Two hundred and Twenty-six Dollars (\$226.00) per month, with City Park Service, for premises at 219-243 Mulberry Street, for use as a parking station, and to execute the lease in form approved by the Law Department.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Hospital Equipment (Chairs, Stands, etc.) for the Department of Public Works and

Copper Cable for the Department of Public Safety.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That sealed proposals received by the Department of Central Purchase on October 13, 1939, for furnishing and delivering Groceries to the Department of Public Works, be and the same hereby are rejected, only insofar as items of sugar are concerned, as only one bid was received on those items, and the price appears to be excessive, therefore be it

FURTHER RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to readvertise for sealed proposals for said Sugar.

Bids to be received on such date and at such times as it shall in said advertisement designate.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of New-

ark New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Telephone and Telegraph Boxes and Forage, therefore be it

RESOLVED, By the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

P. H. RYAN, INC., Newark, N. J.

(Public Works, Public Affairs and Public Safety)

Approximately 750 bags Old Oats, 75 lb. ea. No. 2 Min. 36 lb. to bu. @ \$1.23 bag.

Approximately 48 tons No. 1 Timothy Hay, old, large bales @ \$24.50 ton.

Approximately 20 tons Chamberlin's Special Feed XXX @ \$42.00 ton.

Approximately 19 bags Csamberlain's Special Feed XXX @ \$2.10 bag.

Approximately 10 tons G. L. F. 18% Dairy Feed @ \$32.50 ton.

CHAS. SCHAEFER & SON OF N. J., INC., Elizabeth, N. J.

(Public Works, Public Affairs and Public Safety)

Approximately 72 bags Domestic Bran, Pure, 100 lbs. each @ \$28.00 ton.

Approximately 10 tons Long Rye Straw, large bales @ \$20.00 ton.

Approximately 3 bbls. Domestic Rock Salt, 280 lbs. to bbl. @ .015 lb.

Approximately 5 bags Corn Meal, Yellow, 100 lb. bags @ \$28.00 ton.

Approximately 20 bags Beet Pulp 100 lb. bags @ \$32.50 ton.

FLAMMER BROTHERS,
Newark, N. J.

(Public Works, Public Affairs and Public Safety)

Approximately 10 tons Alfalfa Hay, No. 1, 2nd cutting, small bales @ \$31.00 ton.

HORNI SIGNAL MFG. CORPORATION,
Newark, N. J.

(Public Safety)

One (1) or more Telephone and Telegraph Boxes. as per specifications @ \$243.00 each.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of The City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Meats and Poultry, therefore be it

RESOLVED, By the Board of Commissioners of the City of Newark that the contracts for furnishing and de-

livering said products to the City of Newark, be and the same hereby are awarded in the amounts set opposite their respective names, being the lowest formal bidders in response to public advertisement for sealed proposals, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said Meats and Poultry:

Approximately

M. Augenblick & Bro., Inc.	\$ 3,516.44
DeBow & Company	574.20
John Gialanella	10,726.42
Fred Horns, Inc	10,166.27
Ideal Packing Company	10,980.15
Lair & Company	5,673.17
Palumbo & Cicelese	1,175.21

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Groceries dairy Products, therefore be it

RESOLVED, By the Board of Commissioners of the City of Newark, that the contracts for furnishing and delivering said groceries to the City of Newark be and the same hereby are awarded in the amounts set opposite their respective names, to the following firms, they being the lowest form-

al bidders in response to public advertisement for sealed proposals, the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said Groceries and Dairy Products:

Approximately

M. Augenblick & Bros., Inc	\$ 5,840.75
DeBow & Company	1,592.47
S. Gumpert & Company	569.81
John Gialanella	1,144.00
Herman Kussy Company	19,983.11
R. C. Williams Company	1,731.80

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, pursuant to 1937, R.S. 40:23-14 and 40: 23-16, the County of Essex and The City of Newark desire to jointly erect traffic signals at the intersection of North Sixth Street and Heller Parkway, in the City of Newark; and

WHEREAS, it will be for the benefit of both the County and the City to have the said traffic signals erected and operated; and,

WHEREAS, the cost of the said traffic signals, including the necessary labor in connection therewith will be approximately \$3,200.00;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Acting Director of the Department of Public Safety, be and he is hereby authorized

is empowered to enter into a contract with the County of Essex, in accordance with the terms and conditions set forth in the contract, copy of which is hereto attached and made a part hereof; and,

BE IT FURTHER RESOLVED That the City of Newark shall pay one-half of the cost of the said traffic signals and the erection thereof, and that said payment be made from the budget of the Department of Public Safety.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin. Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, Victor J. Hall, Acting Superintendent of the Newark City Home for Boys at Verona, has been loaned to the City of Newark by State Commissioner of Institutions and Agencies, William J. Ellis, to fill temporarily the vacancy beginning August 17, 1939, due to the decease of former Superintendent Harry Grundman; and,

WHEREAS, Mr. Hall is now being recalled to undertake the duties of a State position effective November 1, 1939; and,

WHEREAS, said Mr. Hall has been compelled to travel on frequent occasion to and from his home in Anandale, New Jersey, during his official attendance at the Newark City Home, covering a period of two and a half months; and,

WHEREAS, Mr. Hall has been performing his duties conscientiously and efficiently as Superintendent of the Home without receiving any compensation from the City of Newark; and,

WHEREAS, Mr. Hall has been considerably inconvenienced due to aforementioned separation from his family and home entailing expense on his part;

THEREFORE, BE IT RESOLVED, That the sum of Two Hundred (\$200.00) Dollars be appropriated from the Newark City Home Budget for 1939 to Acting Superintendent Victor J. Hall in reimbursement of aforesaid expense and inconvenience which he has suffered during his temporary assignment to said City institution.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, an emergency having arisen, requiring the Director of the Department of Parks and Public Property to have furnished and installed, one (1) 18-foot 3 inch tube in boiler at 46 Franklin Street, used by the Employment Bureau; and,

WHEREAS, the said Director did authorize a contract with the Bradley Boiler Works for the doing of said work in the sum of Fourteen Dollars and Ninety-five Cents (\$14.95);

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the

City of Newark, that action of the said Director be and the same is hereby approved and ratified.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That Thomas A. Crann, Patrolman, Police Division, Department of Public Safety, be and he is hereby promoted to the rank of Sergeant-Stenographer in the said Police Division, Department of Public Safety, at a salary of Three Thousand Dollars per annum, payable semi-monthly as other salaries in said Division are paid, pending Civil Service examination, effective November 7th, 1939.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

WHEREAS, There is a vacancy in the Department of Public Affairs in the position of Superintendent of Sewers, due to the death of the previous incumbent in September, 1937; and,

WHEREAS, the best interests of the City require that this position be filled by promotion of an employe in the Bureau of Sewers, who is thoroughly familiar with the system;

THEREFORE, BE IT RESOLVED That James G. Conway, Assistant Engineer in the Bureau of Sewers, at a compensation of \$2,820 per annum, be and he hereby is promoted to the position of Superintendent of Sewers in the Bureau of Sewers, Department of Public Affairs, at a compensation of \$3,000.00 per annum, effective November 1, 1939.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

Commissioner Byrne offered the following resolution:

RESOLVED, By the Board of Commissioners of the City of Newark, that the following changes appearing in the payrolls of the Department of Parks and Public Property for the second half of October, 1939 and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

PRINTING AND STATIONERY

Louis Krasner, an American citizen, temporarily appointed Utilityman, effective October 23rd, 1939, at a salary of \$1,500.00 per annum, for three weeks only.

PUBLIC BUILDINGS

William O'Shea, General Carpenter, who was suspended on October 4th, 1939, without pay, has been reinstated, effective October 23rd, 1939.

Annual Vacations, with pay, granted effective on dates shown:

SHADE TREE:

George R. Hankins, Laborer, 7 days, October 23, 1939.

Joseph Ilaria, Laborer, Tree Climbing, 7 days, October 26, 1939.

Charles Ilaria, Laborer, Tree Climbing, 7 days, October 13, 1939.

Louis Ramsden, Attendant, 7 days October 24, 1939.

Charles Rone, Laborer, 7 days, October 26, 1939.

Louise Leon, Laborer, 7 days, October 19, 1939.

William Fenton, Laborer, 7 days, October 19, 1939.

William F. Brady, Laborer, 7 days, October 26, 1939.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs, is causing to be filed with the National Youth Administration a project to provide part time employment for 102 female colored youths between 18 and 25 years of age to be taken from the relief rolls of the City, to be employed on a Home Making Project which will entail training in homing economics, the management and care of a house and the operation of a complete demonstration center

which will be located at 5 Belmont Avenue, Newark; this center will include a modern kitchen, living room, recreation room, bed room and dining room. The training offered at this center will be available to all female youths employed on projects and will include classes in handicraft such as knitting, crocheting, weaving; also clay modeling, puppet making, waiting and table setting; and classes on food and nutrition will be conducted along with complete courses in interior decoration; and,

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$16,314.00 is contingent upon the expenditure of \$1,620.00 by the City of Newark;

THEREFORE BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$1,620.00 for the purpose aforesaid.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs, is causing to be filed with the National Youth Administration a project application to provide part time employment for 30 colored youths between 18 and 25 years of age to be taken from the relief rolls of the City, to be employed upon a Mechanical Workshop Project located in the Municipal Garage in the City of Newark at No. 3 Victoria Street. The youth

workers employed on this project will assist in the repair and maintenance of city trucks and passenger vehicles, and act as general helpers to the regular employees of the city garage. The youths will receive related training in the theory of gasoline engines, the principles of mechanical design, automotive ignition systems and engine construction; and,

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$4,392.00 is contingent upon the expenditure of \$300.00 by the City of Newark;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$300.00 for the purpose aforesaid.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property, is causing to be filed with the National Youth Administration a project application to provide part-time employment for 41 youths between 18 and 25 years of age, to be taken from the relief rolls of the City, upon a project located at the Ivy Hill Nursery, to compost leaves, weeds and other vegetable matter, the mixture to be used for lawns and tree planting by the Shade

Tree Commission; the project will include making cuttings of shade trees and hearty shrubs and the trimming of trees, and give the youths a practical and theoretical idea of gardening, the care of lawns, tree surgery, and the propagation of plant life; and,

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$6,752.00 is contingent upon the expenditure of \$1,300.00 by the City of Newark;

THEREFORE BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to expend the sum of \$1,300.00 for the purpose aforesaid.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs, is causing to be filed with the National Youth Administration a project application to provide part-time employment for 30 colored youths between 18 and 25 years of age to be taken from the relief rolls of the City to be employed as helpers at the Newark Asphalt Plant located at No. 1 Passaic Street, Newark. The youths will receive training and experience as warehouse clerks and in checking building materials and obtain working experience through their employment at this plant; and,

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$4,392.00 is contingent upon the expenditure of \$240.00 by the City of Newark;

THEREFORE BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$240.00 for the purpose aforesaid.

M. Ellenstein
Jos. M. Byrne, Jr
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, an emergency has arisen with respect to relief of poor in connection with the bus transportation for relief persons on WPA projects outside the City of Newark; and,

WHEREAS, adequate provision was not made in the 1939 Budget for the aforesaid purpose; and,

WHEREAS, R. S. 40:2-41. Chapter 23, P. L. 1939, provides for the creation of an emergency appropriation for the purpose above-mentioned; and,

WHEREAS, the total amount of emergency appropriations created for this purpose, including the appropriation to be created by this resolution, is Three Million Six Hundred Fifty-three Thousand Two Hundred Dollars (\$3,653,200);

1. NOW, THEREFORE, BE IT RE-

SOLVED, that an emergency appropriation be and the same is hereby made pursuant to R. S. 40: 2-31, Chapter 23, P. L. 1939, in the total amount of Nine Thousand Dollars (\$9,000);

1A. BE IT FURTHER RESOLVED, that said appropriation shall be provided for in full in the 1940 Budget; and,

1B. BE IT FURTHER RESOLVED, That an "Emergency Note" not in excess of the above amount be hereby authorized pursuant to R. S. 40:2-31 and in accordance with the provisions of R.S. 40:2-40 and 40:2-43 to 40:2-46; and,

1C. BE IT FURTHER RESOLVED, that said note shall be dated October 26, 1939, may be renewed from time to time, and such note and any renewals thereof shall be payable on or before December 31, 1940; and,

1D. BE IT FURTHER RESOLVED, That a copy of this resolution be filed forthwith with the Commissioner of Local Government.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Franklin: Mr. Mayor. I have a resolution here respecting the X-Ray men at the City Hospital. Dr. Philip Hood was the head X-ray man for a number of years. He died some months ago. Since then Dr. Devlin and Dr. Santora have been carrying on this work of Dr. Hood, his place not being filled. Both of

these men have to devote almost their entire time to the X-ray work. Rather than hire a third man, and in order to effect an economy and saving, I am carrying on with Santora and Devlin and giving both of them an increase so that they are justified in devoting their entire time. Santora has practically no other income, and he devotes his entire day at City Hospital.

Mayor Ellenstein: How much was Dr. Hood receiving?

Commissioner Franklin: \$3,500.

Mayor Ellenstein: How much was Dr. Hood receiving?

Commissioner Franklin: Devlin's increase is \$200—from \$2,800 to \$3,000, and Santora from \$1,500 to \$2,500.

Mayor Ellenstein: That is an increase of \$1,200 and a saving of \$2,300?

Commissioner Franklin: Yes, Now, if I cannot get that through these men cannot afford to devote—Santora cannot afford to devote his entire time for \$1,500 a year. Now, since Hood's death he and Devlin have divided up Hood's work. If I have to go in there and appoint a third man it is certainly not going to be economical to do that.

Mayor Ellenstein: Director Byrne asks if Santora has a State job on the Beauticians?

Commissioner Franklin: He has.

Mayor Ellenstein: How much of his time does that take?

Commissioner Franklin: They meet twice a month.

Mayor Ellenstein: The first man was receiving — before there was a man in charge who devoted all of his time, and he was receiving \$3,500 a year. He died some months ago. Since then these two men have been carrying on the work, one who has been receiving \$2,800 and the other has been receiving \$1,500, Dr. Santora. Now, it is necessary for them to devote full time, as I understand, and there is an increase to Dr. Santora of \$1,000 and an increase to Dr. Devlin of \$200, a total of \$1,200. So there is an actual saving of \$2,300.

Commissioner Franklin: This is the express recommendation of Dr. Snively, not mine. Otherwise, you have to hire a third man. If we cannot have a third man and if these people cannot devote their entire time, and they cannot if they are not properly compensated, then your X-ray work is not going to be done.

Mayor Ellenstein: What is the objection? It seems so sound and logical that almost anybody could understand it.

The City Clerk: Director Byrne wants to know if you will give him a written memorandum.

Commissioner Franklin: I will have Dr. Snively write you about it so you will know it is Dr. Snively's wish. You cannot expect these people to devote their entire time, particularly when they are professional people, for little or no compensation. They make thousands of X-rays and fluoroscopic examinations up there a year.

Mayor Ellenstein: Is that all?

Commissioner Franklin: Instead of putting in a third man, a new appointment, we tried to save some money and have the two of them carry on. And then you cannot get anything done.

Mayor Ellenstein: Is there anything else?

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Julius Mackorofsky (H. K. Investment Corp., owner); for the establishment and operation of a wholesale and retail doughnut and cruller bakery in a 2nd business district; premises 438-440 Clinton Avenue (251 Jelliff Avenue); on condition that all deliveries and receiving be done by the rear entrance only; such use to be limited to the period ending two years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Rankin: We had no objectors.

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Edward W. Scudder (E. W., A. Q. and G. W. Scudder, owners); for an entrance to automobile parking station located at 10-14 Washington Place, in a 2nd business district; premises 19 Central Avenue; same to be operated and maintained as an entrance only; same to run concurrently with the said parking station at 10-14 Washington Place and thus be limited to the period ending June 17, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Were there any objections to that?

Mr. Rankin: No, sir.

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Ralph Carbone (James Sullivan, owner); for the establishment and operation of a coal business (20-ton scale) in a 1st business district; premises 843-845 North Sixth Street and 9 Rose Avenue; on the condition that no bagging of coal be done on or about these premises; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Rankin: There was one objector on that.

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling

of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Emanuel Ramo (Alling Corporation, owner); for the establishment and operation of an automobile parking station in a 2nd business district; premises 15 Edison Place; on condition that there be one eighteen (18') foot driveway in the center of the premises and that there be a fence or railing erected along the street line; same to be operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The following communication was presented and read:

Board of Adjustment

Newark, N. J., October 24, 1939.

The Board of Commissioners
of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-29 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*32-34 Oxford Street; Elmer R. Dudley, owner; renewal of permit for automobile parking station; such use to be limited to the period of one year ending October 9, 1940;

*432-434 South Orange Avenue; Newark, Motors, Inc.; renewal of permit for automobile sales station; such use to be limited to the period of one year ending October 23, 1940;

*132-134 Bank Street; Tillio Zazali, renewal of permit for automobile parking station; such use to be limited to the period of one year ending October 17, 1940.

Respectfully submitted,
Board of Adjustment.

R. B. Rankin, Secretary.

(These matters to be heard by the Board of Commissioners at its meeting of October 25, 1939).

The City Clerk: We have a communication from Mr. Rankin, Secretary to the Board of Adjustment referring to this Board three zoning matters all of which are renewals and can be disposed of at this time under a suspension of the rules.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in these three cases.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Elmer R. Dudley, owner; for the renewal of permit for automobile parking station; premises 32-34 Oxford Street; such use to be limited to the period of one year ending October 9, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Newark Motors, Inc. (Paramount Realty Co., owner); for the renewal of permit for automobile sales station; premises 432-434 South Orange Avenue; such use to be limited to the period of one year ending October 23, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling

of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Tillio Zazzali (Estate of Bartolomes Zazzali, owner); for the renewal of permit for automobile parking station; premises 132-134 Bank Street; such use to be limited to the period of one year ending October 17, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: Now we will have the weekly resolutions, Mr. Clerk.

RESOLVED, by the Board of Commissioners of the City of Newark that, in order to avoid duplication of effort resulting from the overlapping of our local government functions, with its consequent unnecessary ex-

penditure of taxpayers' money, and in the interest of more efficient and lower cost of our local governmental operations, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks

Shade Tree Division

Building Department

Insurance Fund Commission

Housing Authority

Department of Central Purchase and Printing and Stationery.

be and the same are hereby distributed into the Department of Parks and Public Property, and the Director of the Department of Parks and Public Property is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all

property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark; ;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks

Shade Tree Division

Building Department

Insurance Fund Commission

Housing Authority

Department of Central Purchase and Printing and Stationery

and shall perform all of the duties now or heretofore imposed by law with respect thereto.

Vincent J. Murphy

Mayor Ellenstein: All in favor of the resolution as read by the City Clerk will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution having received but two votes is not carried.

Mayor Ellenstein suggested that Commissioner Murphy present a resolution adding the Purchasing Bureau to the Department of Parks and Public Property.

Commissioner Franklin: I take exception to this. I am not going to vote for it. The business before this Board is the election of a fifth com-

missioner, and I take the position that when we come to the question of allocation of departments, that is to come after the fifth commissioner is elected. On the same principle and theory that the fifth commissioner is entitled to have a voice in where the Purchasing Department is to go or any other allocations of these departments are to be made, that is to be made after the fifth commissioner is elected. That is the policy I have assumed all the way through this balloting and I am going to continue that policy on any division in any part of any department.

Mayor Ellenstein: Are you objecting on the parliamentary ground that we cannot go back to resolutions? Or is that your sentiment in so far as not voting on this resolution?

Commissioner Franklin: That is my sentiment in not voting on the resolution.

Mayor Ellenstein: I have made the statement in the past that I felt Director Byrne was best qualified of the four commissioners by reason of his experience as chairman of the Purchasing Committee of the Port of New York Authority, and I have said in the past that temporarily—at least, I would vote no because I felt that we would reach a point where we might agree on a commissioner to fill the vacancy. Up to this point it is hopeless; and since it is my opinion that Director Byrne is best qualified to administer the Purchasing Department I am going to vote in favor of it so that the purchasing department can go into the Department of Parks and Public Property. I had hopes at the time I made the statement, which was in August, that we would have arrived at a solution. But we did not arrive at a solution and apparently we are hopelessly deadlocked; one commissioner, does not vote at all, does not offer any suggestions as to filling the vacancy, so that, of course, makes

it very difficult to get a majority of three. So I am going to vote for this resolution.

If there is no objection, we will go back to resolutions.

Mayor Ellenstein: You might go on with those, in the mean time.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Relief

Overseer of the Poor

Soldiers and Sailors Aid Bureau

Camp Newark

Employment Bureau

Municipal Assistance Board

Labor Relations Board

Health Bureau

City Hospital

Alms House

Home for Boys

Baths

Dog Pound

be and the same are hereby distributed into the Department of Public Works, and the Director of the Department of Public Works is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Relief

Overseer of the Poor

Soldiers and Sailors Aid Bureau

Camp Newark

Employment Bureau

Municipal Assistance Board

Labor Relations Board

Health Bureau

City Hospital

Alms House

Home for Boys

Baths

Dog Pound

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Commissioner Murphy: I move adoption.

Mayor Ellenstein: All in favor of the resolution as read by the City Clerk will signify by saying aye, contrary no; the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: Aye.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: I think my department remains the same except for the dog pound?

Commissioner Murphy: No, there is the Labor Relations setup, that will be also under the resolution.

Mayor Ellenstein: Are these new resolutions?

Commissioner Murphy: They are just the same.

Mayor Ellenstein: Just the same as they are introduced from week to week?

Commissioner Murphy: Yes.

The City Clerk: It take the Law Department away.

Commissioner Murphy: Public Affairs now has the Labor Relations Board.

Commissioner Franklin: It take the Law Department out, it takes the Board of Adjustment out. So it isn't the same as it was.

Commissioner Murphy: I thought you meant on putting in.

Commissioner Franklin: I vote no.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: Aye.

The City Clerk: Mayor Ellenstein?

Mayor Ellenstein: No.

This resolution having received but two votes is declared not carried.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Police Division

Police Courts

Fire Division

Weights and Measures

Smoke Abatement

All Licenses

Street Lighting

Transportation Regulation

be and the same are hereby distributed into the Department of Public Safety, and the Director of the Department of Public Safety is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Police Division

Police Courts

Fire Division

Weights and Measures

Smoke Abatement

All Licenses

Street Lighting

Transportation Regulation

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Commissioner Murphy: I move adoption.

(On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

RESOLVED, by the Board of Com-

missioners of the City of Newark that all the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Comptroller

Treasurer

Tax Receiver

Auditor of Accounts

Board of Assessment and Revision of Taxes

Board of Assessment for Local Improvements

Board of Adjustment

Sinking Fund Commission

Printing and Stationery Division

Division of Central Purchase

Billing, collection and auditing division, now in the Water Bureau.

Martin Act

Pension Funds

Law Department

be and the same are hereby distributed into the Department of Revenue and Finance, and the Director of the Department of Revenue and Finance, is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Comptroller

Treasurer

Tax Receiver

Auditor of Accounts

Board of Assessment and Revision
of Taxes

Board of Assessment for Local Im-
provements

Board of Adjustment

Sinking Fund Commission

Printing and Stationery Division

Division of Central Purchase

Billing, collection and auditing di-
vision, now in the Water Bureau

Martin Act

Pension Funds

Law Department

and shall perform all the duties now
or heretofore imposed by law with
respect thereto, except the housing
and maintenance of all real and per-
sonal property connected therewith.

Vincent J. Murphy

Commissioner Murphy: I move
adoption.

(On roll call: Commissioner Murphy
voted aye; Commissioners Byrne,
Franklin and Mayor Ellenstein voted
no.)

Mayor Ellenstein: The resolution
having received but one vote is de-
clared not carried.

RESOLVED, by the Board of Com-
missioners of The City of Newark,
that all of the executive, administra-
tive, judicial and legislative authority
and duties given by any statute, char-
ter or ordinance relating to:

Streets

Street Cleaning

Refuse Collection

Sewers

Water Department, except the bill-
ing, collection and auditing functions
thereof.

Airport

Docks

Passaic River Waterfront

Municipal Waterfronts

Port Newark Development

Art Commission.

Free Public Library

Museum

Board of Education

Newark Technical School

District Courts

City Clerk

be and the same are hereby distribut-
ed into the Department of Public Af-
fairs, and the Director of the Depart-
ment of Public Affairs is hereby vest-
ed with all of the powers, authority
and rights now or heretofore vested
in or given by any statute, charter or
ordinance relating to the

Streets

Street Cleaning

Refuse Collection

Sewers

Water Department, except the bill-
ing, collection and auditing functions
thereof,

Airport

Docks

Passaic River Waterfront

Municipal Waterfronts

Port Newark Development

Art Commission

Free Public Library

Museum

Board of Education

Newark Technical School

District Courts

City Clerk

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

(On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Department of Central Purchase

be and the same are hereby distributed into the Department of Parks and Public Property, and the Director of the Department of Parks and Public Property is hereby vested with all of the powers, authority and rights now or heretofore vested in or given any

statute, charter or ordinance relating to the

Department of Central Purchase

and shall perform all of the duties now or heretofore imposed by law with respect thereto.

Vincent J. Murphy

M. Ellenstein

Jos. M. Byrne, Jr.

(On roll call: Commissioners Byrne, Murphy and Mayor Ellenstein voted aye; Commissioner Franklin voted no.)

Mayor Ellenstein: The resolution is adopted.

We will proceed with balloting on the vacancy that exists in the City Commission. Are there any suggestion any of the commissioners have?

The City Clerk: This is the 90th ballot.

Mayor Ellenstein: I will present to the Commissioner again, Labor's Choice to fill the vacancy, Louis R. Mazzei. All in favor of Louis R. Mazzei being chosen to fill the vacancy that exists in the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioners Byrne and Murphy voted no; Commissioner Franklin and Mayor Ellenstein voted aye.)

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie.

As many as are in favor of Thomas Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Byrne voted aye; Commissioners Murphy, Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein: Mr. Guthrie, having received but one vote is declared not elected.

Any other presentations?

I present to the City Commission again the name of an outstanding lawyer, Mr. Carl Abruzzese. As many as are in favor of Carl Abruzzese being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Commissioner Byrne: J. Victor D'Aloia.

Mayor Ellenstein: Director Byrne presents the name of J. Victor D'Aloia. As many as are in favor of Mr. D'Aloia being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.)

Any other presentations?

I will present again to the City Commission the name of Judge Ralph Villani. As many as are in favor of Judge Ralph Villani being chosen to

fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Dr. Ames Filipone. As many as are in favor of Dr. Filipone being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Dr. Filipone having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Dr. William Kraker.

Mayor Ellenstein: As many as are in favor of Dr. Kraker being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: Aye.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: No. Now, I want to explain my vote. I had a talk with Dr. Kraker not so very long ago and he told me he did not want the job. I vote no.

Mayor Ellenstein: He is more than a doctor, he is a sage.

The City Clerk: Commissioner Murphy?

Commissioner Murphy: No

The City Clerk: Mr. Mayor?

Mayor Ellenstein: No.

Dr. William Kraker having received but one vote is declared not elected.

Are there any other presentations? I present to the City Commission the name of Frank Cozzoline. As many as are in favor of Mr. Cozzoline being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Franklin: James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of James Pellecchia, Jr., being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Pellecchia having received but two votes is declared not elected.

Are there any other presentations?

Is there any disposition or suggestion any of the commissioners have? Any suggestions the commissioners have, or do the commissioners want to sit here silently and meditate? So we can at least keep the Commission busily occupied I will again present the name of Labor's Choice, Louis R. Mazzei, to you gentlemen. As many as are in favor of Louis R. Mazzei being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Labor's Choice having received but two votes is declared not elected.

Any other presentations?

I will present to the City Commission the name of Carl Abruzzese. As many as are in favor of Carl Abruzzese being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Any other presentations any of the commissioners have?

I present the name of Judge Ralph Villani for consideration to the City Commission. As many as are in favor of Judge Villani being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Are there any other presentations any of the City Commissioners have to make?

I will present the name of Dr. Ames Filipone to the City Commission. As many as are in favor of Dr. Filipone being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Dr. Filipone having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Frank Cozzoline. As many as are in favor of Frank Cozzoline being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of

Thomas Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.)

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Are there any other presentations?

What does the Commission want to do? There aren't any presentations. Does the Commission want to sit here? What is the disposition? Certainly we must have some recommendations or suggestions to make. If the Commission decides to sit here without adjourning we might just as well have some sandwiches and entertainment to make it interesting.

Commissioner Byrne: Dr. Francis Haussling.

Mayor Ellenstein: Director Byrne presents the name of Dr. Francis Haussling. As many as are in favor of Dr. Haussling being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: Aye.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: I will explain my vote. I had a talk with Dr. Haussling and he said he did not want this job. No.

The City Clerk: Commissioner Murphy?

Commissioner Murphy. No.

The City Clerk: Mr. Mayor?

Mayor Ellenstein: No.

What is the point in presenting people's names who don't want the job? Are there any other presentations?

What is the disposition of the Commission?

Commissioner Franklin: I will present once more the name of James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of James Pellecchia, Jr. being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Pellecchia, having received but two votes is declared not elected.

What is the disposition of the City Commission?

Well, we all ought to have some semblance of what the intention of the Commission is. Does the Commission want to sit here without any presentation or does it want to adjourn? You ought to make some sort of a decision.

Commissioner Franklin: I have moved for all the adjournments in the past. Let somebody move for adjournment in case there is a back tap on this.

Mayor Ellenstein: Does the City Commission propose to sit here silently and without any suggestion as to

what you want to do? I think in all fairness we ought to at least know what you intend to do. If you intend to sit here silently without adjourning I am going to send out for supper. I can stay just as long as you or anyone else can. I have staying powers of my own. Can't I have an intimation of what the commissioners propose to do?

Do you want to remain here, Director Murphy, or do you want to adjourn? I am in favor of adjourning. I do not hesitate about adjourning. What is the point of our sitting here.

Commissioner Murphy: That is all right, I am ready to adjourn. That is O. K.

Mayor Ellenstein: Then let us have a motion.

Commissioner Murphy: If you people are through proposing names, I will make a motion to adjourn.

Mayor Ellenstein: Apparently we are.

Is there a second to that motion to adjourn?

Commissioner Murphy: There is no second.

Mayor Ellenstein: What do you want to do, Director Franklin? Do you want to sit here?

Commissioner Franklin: Let other people do it. I have been making all these motions.

Mayor Ellenstein: Do you want to sit here, Director Byrne?

Commissioner Byrne: No.

Mayor Ellenstein: Well, present some names.

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein. Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Thomas Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call; Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.)

Mayor Ellenstein: If in ten minutes we are not adjourned I am going to send out for food and then I won't entertain a motion to adjourn.

Mr. Guthrie having received but one vote is declared not elected.

If somebody does not second that motion to adjourn I am going to send out for food and I won't accept any motion to adjourn.

Acting Director Keenan: Am I supposed to sit here without a meal, as Acting Director?

Mayor Ellenstein: As Acting Director there is no obligation on you.

I will entertain a motion to adjourn.

Commissioner Murphy: I so move you.

Mayor Ellenstein: Is there a second to that?

If we don't have a motion to adjourn I might as well get busy and introduce some resolutions.

Are there any other presentations?

Does anyone second the motion to adjourn?

Commissioner Franklin: I present the name of James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin does not second the motion, and

he presents the name of James Pellecchia, Jr. All in favor of James Pellecchia, Jr. being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call; Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Once I sit here after twenty-five minutes to seven I will entertain no motion to adjourn if we sit here all night.

Commissioner Franklin: If you do not feel well I will certainly second the motion on that basis. But I want to explain my position here. Each time I have either made the motion to adjourn or have seconded the motion. Now, if there should be any future action with respect to the duty that we are obliged to perform in electing a fifth commissioner, I am not going to be in the position of being the one who makes the motions to adjourn here and seconds motions to adjourn and thereby not carrying through to completion a job that should be performed. Let some other commissioner take part of that responsibility.

Mayor Ellenstein: I don't know that that is a responsibility. I am suggesting to the Commission that a motion be made, that I would entertain a motion to adjourn. Now, that is taking the lead and suggesting it. I am assuming more responsibility than anybody who actually makes the motion. But there is no sense in any human being sitting here and having one commissioner not present any names and another commissioner present the names of men whom he knows would not accept the position if it was handed to them on a silver platter. There is no point in sitting here and doing that.

Commissioner Franklin: On your statement—

Mayor Ellenstein: Will entertain a motion to adjourn.

Commissioner Murphy: I will make the motion. And I have made the motion a number of times, and the only one I know that didn't or second it was Commissioner Byrne. I think Director Franklin made the motion once, and I think pretty near every time I have made the motion to adjourn.

Mayor Ellenstein: I think that is true.

Commissioner Murphy: But there is more than one commissioner.

Commissioner Franklin: If there is going to be any responsibility for not electing a fifth commissioner—

Mayor Ellenstein: I will receive it, as I have always done in the past, if there is any responsibility.

Commissioner Franklin: The responsibility is going to be evenly divided.

Mayor Ellenstein: I will entertain a motion to adjourn.

Commissioner Murphy: You have got the motion.

Commissioner Franklin: On the basis that you do not feel well, I will second the motion.

(On roll call: Commissioners Franklin, Murphy and Mayor Ellenstein voted aye; Commissioner Byrne voted no.)

APPROVED:

M. C. ELLENSTEIN

VINCENT J. MURPHY

JOS. M. BYRNE, JR.

PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

MINUTES OF MEETINGS OF THE Board of Commissioners

November, 1939

Newark, N. J., November 1, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 4:30 P. M. Standard Time.

Present: Commissioners Byrne, Franklin, Murphy.

Absent: Mayor Ellenstein.

Commissioner Murphy, presiding.

Acting Mayor Murphy: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Commissioner Franklin introduced

the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance creating the positions of "Operator of Heavy Motor Equipment" and "Laborer," in the Bureau of Street Cleaning, Refuse Collection Division, in the Department of Public Affairs of The City of Newark, and providing an hourly wage scale for each position.

The Board of Commissioners of The City of Newark Do Ordain:

1. There are hereby created in the Bureau of Street Cleaning, Refuse Collection Division, in the Department of Public Affairs of The City of Newark, the positions of "Operator of Heavy Motor Equipment," at Seventy-five Cents (\$.75) per hour, and the position of "Laborer," at Sixty-two and one-half Cents (\$.62½) per hour.

2. All ordinances and parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

3 This ordinance shall take effect immediately upon final passage and publication in accordance with law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Commissioner Franklin moved that November 15, 1929,, at 4:30 P. M. Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

The City Clerk presented An Ordinance providing for the issuance of \$200,000 Water Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Franklin: I move that the ordinance be laid over until November 8th.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

The City Clerk presented the fol-

lowing ordinance and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Clerk then read the title of the ordinance as follows:

An Ordinance to amend an ordinance entitled "An Ordinance relating to and fixing the salary of certain officers and employees of the Division of Fire and Police of the Department of Public Safety of the City of Newark, adopted January 11, 1927.

The Board then entered upon said hearing.

Acting Mayor Murphy: Does any citizen desire to be heard on this ordinance?

(No response.)

No one appearing, Commissioner Franklin moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin.

Naye: Commissioner Murphy.

Commissioner Franklin moved that the following ordinance be taken up on second reading:

An Ordinance to amend an ordinance entitled "An Ordinance relating to and fixing the salary of certain officers and employees of the Division of Fire and Police of the Department of Public Safety of the City of Newark," adopted January 11, 1927.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin.

Naye: Commissioner Murphy.
The Clerk then read the ordinance
by sections:

Title declared open to amendment.

Section 1 declared open to amend-
ment.

Section 2 declared open to amend-
ment.

Section 3 declared open to amend-
ment.

The ordinance was declared open to
amendment in all its parts.

Commissioner Franklin moved that
the ordinance be adopted on second
reading.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin.

Naye: Commissioner Murphy.

Commissioner Franklin moved that
the ordinance be ordered to a third
reading.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin.

Naye: Commissioner Murphy.

Commissioner Franklin moved that
the ordinance be taken up on third
reading and final passage.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin.

Naye: Commissioner Murphy.

Commissioner Franklin moved that
the title of "An Ordinance to amend
an ordinance entitled 'An Ordinance
relating to and fixing the salary of
certain officers and employees of the
Division of Fire and Police, of the
Department of Public Safety of the
City of Newark,'" adopted January
11, 1927.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin.

Naye: Commissioner Murphy.

The Clerk then read the title of the
ordinance as follows:

An Ordinance to amend an ordin-
ance entitled "An Ordinance relating
to and fixing the salary of certain of-
ficers and employees of the Division
of Fire and Police, of the Department
of Public Safety of The City of New-
ark," adopted January 11, 1927.

The ordinance having been read
three times was then declared to be
upon its third and final passage.

The roll being called, the ordinance
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin.

Naye: Commissioner Murphy.

Commissioner Murphy offered the
following resolutions:

RESOLVED, That the sum of
Five Hundred Forty-eight Dollars
(\$548.00) be and the same is hereby

appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Tax Board\$548.00

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED, That the sum of Seventy-nine Thousand Five Hundred Twenty-five Dollars and Thirteen Cents (\$79,525.13) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Fire and Police Pension Fund\$79,525.13

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED, That the sum of Twenty-two Thousand Three Hundred Seventy-one Dollars and Fifty-one Cents (\$22,371.51) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance from October 16th to October 31st, 1939, as follows:

Director's Office\$ 1,341.65
Comptroller's Office 2,717.84

Auditor's Office	2,003.33
Treasurer's Office	1,007.04
Receiver of Taxes	3,778.18
Arrears Personal Taxes	1,501.98
Board of Assessment and Revision of Taxes	6,734.88
WPA Tax Revaluation	
Project 5406-7	208.33
Board of Assessment for Local Improvements	869.98
First District Court	1,096.66
Second District Court	1,111.64
	<hr/>
	\$ 22,371.51

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED, That the sum of Twelve Thousand One Hundred Fifty-nine Dollars and Fifty-eight Cents (\$12,159.58) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve for Refunds—Tax Receiver	\$ 10,786.94
Director's Office	3.18
Tax Receiver	900.00
Reserve for Overpayments (Tax Receiver's Office)	230.41
WPA Tax Revaluation	
Project 5406-7	239.05
	<hr/>
	\$ 12,159.58

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

RESOLVED, That the sum of Two Hundred Eighteen Thousand, Five Hundred Forty-six Dollars and Three Cents (\$218,546.03) be and the same is hereby appropriated to the persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from October 16th to 31st, 1939, inclusive, as follows:

Director's Office	\$ 395.83
License Division	714.57
Building Division	3,137.47
Electrical Division	2,121.48
First Criminal and Family Courts	1,104.16
Second Criminal Court	610.39
Third Criminal Court	354.16
Night Police Court	312.49
Fire Division	79,751.82
Police Division	130,043.66
	<hr/>
	\$218,546.03

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

Commissioner Franklin offered the following resolutions:

RESOLVED, That the sum of Forty-one Thousand, Three Hundred Eighteen Dollars and Seventy-eight Cents (\$41,318.78) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief	\$41,318.78
------------------------	-------------

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

RESOLVED, That the sum of Three Thousand, Three Hundred Eighty-three Dollars (\$3,383.00) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

WPA bus transportation	\$3,383.00
------------------------------	------------

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

RESOLVED, That the sum of Thirty-three Thousand Seven Hundred and Ninety-eight Dollars and Fifty-four Cents (\$33,798.54) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Newark City Hospital	\$33,798.54
----------------------------	-------------

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

RESOLVED, That the sum of Six Hundred Thirty-three Dollars and Thirty-three Cents (\$633.33) be and the same is hereby appropriated to the City Treasurer, being the monthly payroll of the Department of Public Works from October 1st to 31st, 1939, as follows:

United States Social Hygiene \$633.33

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED, That the sum of Eight Hundred Twenty-nine Dollars and Twelve Cents (\$829.12) be and the same is hereby appropriated to the City Treasurer, being the supplementary payroll for the Department of Public Works for the first half of October, 1939, as follows:

Bureau of Health\$829.12

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED, That the sum of Ninety-eight Dollars and Ninety cents (\$98.90), be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Law Department\$98.90

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED, That the sum of One Hundred One Thousand Six Hundred Fifty-one Dollars and Sixty-three Cents (\$101,651.63) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the last half of October, 1939, as follows:

Director's Office	(\$ 1,566.65
Newark City Hospital	
(WPA Project 5410-7) ..	166.66
Bureau of Health	24,172.24
Newark City Hospital	23,954.61
Convalescent Hospital	1,912.19
Newark City Home	3,028.73
Bureau of Baths	5,249.98
Newark City Alms House	2,467.32
Ivy Hill Power Plant	2,783.76
Outdoor Poor Department..	2,159.98
Law Department	9,933.29
Board of Adjustment	470.00
Emergency Relief—	
Administration	29,786.22
	<hr/>
	\$101,651.63

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Commissioner Byrne offered the following resolutions:

RESOLVED: By the Board of Com-

missioners of the City of Newark that the sum of Thirteen Thousand, Eight Hundred Sixty-three Dollars and Twenty-three Cents (\$13,863.23) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from October 16th to October 31st, 1939, as follows:

Director's Office	\$ 1,029.15
Smoke Abatement	179.16
Public Buildings	8,193.36
Public Buildings (City Owned Property)	228.26
Weights and Measures	481.66
Printing and Stationery	180.00
Shade Tree	1,457.49
W. P. A. Project 1485-7	208.33
Central Purchase	1,905.82
	<hr/>
	\$ 13,863.23

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

RESOLVED: By the Board of Commissioners of the City of Newark that the sum of Three Thousand, Two Hundred Seventy-six Dollars and Eighty Cents (\$3,276.80) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending October 25th and October 28th, 1939, as follows:

Shade Tree	\$2,016.80
Public Buildings	1,260.00
	<hr/>
	\$3,276.80

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

RESOLVED, That the sum of Thirty-seven Thousand, Six Hundred Thirty-four Dollars and Seventy-three Cents (\$37,634.73) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending October 25, 1939:

Newark Airport	\$ 2,620.05
Bureau of Motors	2,618.45
Bureau of Streets	2,069.99
Bureau of Sewers	837.12
House Sewer Connections..	523.28
Bureau of Street Cleaning	18,326.04
Street Construction	754.32
Bureau of Docks	752.40
Bureau of Water	9,142.07
	<hr/>
	\$ 37,634.73

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

RESOLVED, That the sum of Forty-eight Thousand One Hundred Eighty-five Dollars and Eighty-six Cents (\$48,185.86) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly
payroll, period October 16-October 31,
1939, both inclusive:

Director's Office	\$ 1,452.07
Newark Airport	1,254.99
Bureau of Lighting	420.00
Bureau of Streets	5,977.41
Sidewalks	216.66
House Sewer Connections ..	380.82
Bureau of Sewers	1,119.14
Bureau of Street Cleaning ..	4,106.57
Bureau of Surveys	3,034.16
Engineering Division	1,129.99
Bureau of Motors	1,927.63
Bureau of Water	19,432.38
Bureau of Docks	1,095.00
Newark Labor Relations	
Board	390.00
Sewer Construction	774.57
Airport Construction	1,315.00
Haynes Avenue Bridge	
Construction — General..	200.00
Haynes Avenue Bridge	
Construction—W. P. A.	270.83
City Clerk	3,223.64
Elections	465.00
	<hr/>
	\$ 48,185.86

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

RESOLVED, That the sum of
Seven Hundred Eight Dollars and
Thirty-three Cents (\$708.33) be and
the same hereby is appropriated to
the persons named, as per certified
list attached, being the gross amount
of bills contracted and chargeable to
the Department of Public Affairs, as
follows:

City Treasurer, semi-monthly payroll,
period October 16-October 31, 1939,
both inclusive:

Swimming Pool Projects . . \$708 33

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

RESOLVED, That the sum of
Two Thousand Seven Hundred Thirty-
one Dollars and Sixty-three Cents
(\$2,731.63) be and the same hereby
is appropriated to the persons named,
as per certified list attached, being
the gross amount of bills contracted
and chargeable to the Department of
Public Affairs, as follows:

Newark Airport	\$ 48.30
Contingent Account (Reso- lution 5580)	301.70
Elections	2,381.63
	<hr/>
	\$2,731.63

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

RESOLVED, That the sum of
Three Thousand Three Hundred
Ninety-seven Dollars and Ninety-sev-
en Cents (\$3,390.97) be and the same
hereby is appropriated to the persons
named, as per certified list attached,
being the gross amount of bills con-
tracted and chargeable to the Depart-
ment of Public Affairs, as follows:

Swimming Pool Construction (Boylan St. WPA Project 6069)	\$ 153.88
Swimming Pool Construction (Clifton Ave., WPA Project 6069)	26.00
Swimming Pool Construction (Clifton Ave. WPA Project 6069)	3,178.59
Swimming Pool Construction (Hayes Park West Project 6069)	22.50
Swimming Pool Construction (Hayes Park East Project 6069)	10.00
	<hr/>
	\$ 3,390.97

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy.

Not Voting: Commissioner Byrne.

RESOLVED, That the sum of Two Thousand Five Hundred Fifty-nine Dollars and Fifty-two Cents (\$2,559.52) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Project 3531-7) ..	\$ 2,359.52
Street Construction (WPA Project 3531-7) ..	200.00
	<hr/>
	\$ 2,559.52

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

RESOLVED, That the sum of One Thousand Twenty-five Dollars and Ninety-five Cents (\$1,025.95) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction	\$1,025.95
----------------------------	------------

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

Commissioner Franklin offered the following resolution:

RESOLVED: That the following bond be and the same is hereby approved as to sufficiency:

KEEPER OF JUNK SHOP:

Louis Spielvogel, 178 Boyd Street.

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

Commissioner Murphy offered the following resolutions:

WHEREAS, William C Hinde was the owner of the premises at 143-145 South 8th Street, Newark, New Jersey, Block 1812, Lots 19-20 on October 1st, 1937 and on October 1st, 1938, and was assessed for same by the City of Newark at a valuation of \$6,-500.00, for the years 1938 and 1939; being \$2,000.00 on Land and \$4,500.00 on Improvements; and,

WHEREAS, William C. Hinde is an Honorably Discharged veteran and is entitled to a total annual exemption of \$500 from the assessed valuation of his real and personal property;

WHEREAS, the said William C. Hinde had not received the exemption of \$500.00 on his real or personal property for the years 1938 and 1939;

BE IT THEREFORE RESOLVED, By the Board of Commissioners of the City of Newark that the said William C. Hinde be granted the exemption of \$500.00, tax \$23.05 from the assessed value of his real estate, 143-145 South 8th Street, Block 1812, Lots 19-20 for the year 1938 and that he also be granted the exemption of \$500.00, tax \$22.75 from the assessed value of his real estate, Block 1812, Lots 19-20, 143-145 South 8th Street for the year 1939, and that the Comptroller be and he is hereby authorized to change his records accordingly.

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

WHEREAS, The Duke Power Company, a corporation of New Jersey, was assessed in the local taxing district for the year 1939, in the amount of Fifteen Million Dollars (\$15,000,-

000.00) against its personal property; and,

WHEREAS, the Duke Power Company has filed an appeal with the State Board of Tax Appeals against the aforesaid assessment; and,

WHEREAS, on July 18, 1939, the Duke Power Company obtained an order from the State Board of Tax Appeals to take depositions; and,

WHEREAS, by reason of said order notice of taking of depositions has been served upon The City of Newark, said depositions to be taken at the Duke Power Company in the City of Charlotte, North Carolina, before Joseph L. Lipman, Special Commissioner, and at such other place or places within the states of North Carolina and South Carolina, and at such time or times as the Special Commissioner may from time to time adjourn the same; said depositions to commence on Monday, November 6, 1939, at Charlotte; and,

WHEREAS, it will be necessary for the City to be represented, and Director Vincent J. Murphy, of the Department of Revenue and Finance, has arranged to attend, and will require the assistance of a competent auditor or auditors and members of the legal staff of the Law Department;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Revenue and Finance be and he is hereby authorized to attend the taking of depositions in the matter aforesaid, and as hereinbefore set forth, and to designate and employ the necessary auditor or auditors, and to have the assistance of the members of the legal staff of the Law Department, it being understood that the assignment of counsel will be made by the Corporation Counsel; and the said Director be and he is further authorized to incur and pay

the necessary expenses in connection with the taking of said depositions and the attendance of the Director and his assistants.

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

RESOLVED, by the Board of Commissioners of The City of Newark, that pursuant to the requirements of the budgets of the Bureau of Surveys, Department of Public Affairs, that the Director of the Department of Revenue and Finance be and he hereby is authorized to make the following transfer to and from budget appropriation:

Thirteen hundred dollars (\$1,300.00) from Bureau of Surveys, Personal Services, to Bureau of Surveys, other than Personal Services.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Resolved, by the Board of Commissioners of The City of Newark, that pursuant to Local Budget Act, R. S. 40:2-30, Transfers of Appropriations, that the Director of the Department of Revenue and Finance be and he is hereby authorized to make the following transfer to and from budget appropriation, Gardening and Canning of Produce:

Two thousand five hundred dollars (\$2,500.00) from the contribution for the Works Progress Administration appropriation in the Department of Public Affairs, to contribution for the Works Progress Administration appropriation in the Department of Public Works, for the operation of project Number 157-3E-11 located at the Newark City Home, Verona, N. J. Work will be done on 3 cottage dormitories, kitchen, dining hall, administration building, gymnasium, print shop, class rooms, development of play fields, erection of link belt fence and other improvements on the grounds and buildings of the institution, which are owned by the City of Newark. The work will include carpentry repairs, electrical wiring, painting and decorating.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy.

Commissioner Byrne not voting.

Commissioner Byrne offered the following resolutions:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering paper cups and toilet tissue, for all Departments excepting Revenue and Finance; gasoline for the Departments of Public Affairs, Public Works and Public Safety; pig lead and common building bricks for the Department of Public Affairs, and City Directories for all departments requiring same.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

RESOLVED, that sealed proposals received by the Department of Central Purchase, for furnishing and delivering concrete units, be and the same hereby are rejected, it being deemed advisable to obtain prices on brick for use in this type of construction, to determine the possibility of a saving.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering one (1) institutional gas range for use at the Newark Almshouse, Department of Public Works.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

WHEREAS, by reason of an emergency, the Director of the Department of Parks and Public Property, has accepted the estimate of the Otis Elevator Company to furnish and install one governor rope and a safety cable in elevator No. 1, City Hall, at a total cost of Sixty-five dollars and fifty cents (\$65.50) and has ordered the work to be done;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the action of the said Director be and hereby is approved and ratified.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering plumbing supplies and brickote, and for retreading and repairing tires; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

**BURNET TIRE AND BATTERY
COMPANY—Newark, N. J.**

(Public Affairs)

For retreading and repairing tires, of the various sizes and prices shown on list on file in the Department of Central Purchase.

**COMMERCIAL RUBBER COMPANY
—Bloomfield, N. J.**

(Public Affairs)

For retreading and repairing tires, of the various sizes and prices shown on list on file in the Department of Central Purchase.

THOMPSON MATERIALS CORPORATION—Newark, N. J.

(Public Affairs)

Approx. 3,000 gallons brickote, in drums to City Asphalt Plant @ \$.20 gal.

**CONSOLIDATED PLUMBING &
HEATING SUPPLY COMPANY—
Newark, N. J.**

(Public Works)

Plumbing supplies and fittings for the Newark City Hospital at the unit prices shown on list on file in the Department of Central Purchase, totaling approximately \$872.78.

**ROGERS-EBERT COMPANY—
Newark, N. J.**

(Public Works)

Plumbing supplies and fittings for the Newark City Hospital at the unit prices shown on list on file in the Department of Central Purchase, totaling approximately \$647.99.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

RESOLVED, by the Board of Commissioners of the City of Newark, that the following changes appearing in the payrolls of the Department of Parks and Public Property for the last half of October, the first half of November, 1939, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

The services of Walter Dickerman, temporary Watchman, terminated October 18th, 1939, and he was reappointed to the same position effective October 28th, 1939, at the same salary of \$1,200.00 per annum.

ANNUAL VACATIONS, WITH PAY,
GRANTED EFFECTIVE ON DATES
SHOWN.

PUBLIC BUILDINGS

William Roos, Engineer, one week,
November 1st, 1939.

SHADE TREE

William L. Rivell, Principal Clerk-Bookkeeper, two days, October 25th and 26th, 1939.

Thomas Dornelly, Laborer, 7 days,
November 2, 1939.

James O'Donnell, Laborer, 7 days,
November 4th, 1939.

Alfonse Onavi, Laborer, 7 days,
October 26th, 1939.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Commissioner Franklin offered the following resolutions:

RESOLVED, that the title of Frank Devlin be and the same is hereby changed from that of Assistant Roentgenologist to Roentgenologist, at a salary of \$3,000.00 per annum, effective November 1, 1939. This change in title is made necessary on account of the death of Philip G. Hood, Roentgenologist, who had been employed in the Newark City Hospital, Department of Public Works, for many years. It was necessary to make Frank Devlin the Roentgenologist to carry on the duties of Doctor Philip G. Hood; and

BE IT FURTHER RESOLVED, that the salary of Philip J. Santora, Assistant Roentgenologist, be and the same is hereby adjusted to \$2,500.00 per annum effective November 1, 1939. This adjustment in salary for Doctor Santora is due to the fact that Doctor Santora has been doing all the interpretation of X-ray and the general supervision of the X-ray Department when Doctor Devlin is on vacation or away from duty due to illness, and has been performing these duties which Doctors Hood and Devlin had been performing and because of the fact that the present duties of Doctor Santora have become increasingly more numerous with the tremendous increase in the amount of fluoroscopic work and X-ray treatments which are being done daily in the City Hospital, and his additional duties now include the sole management of treatment interpretation and fluoroscopic work.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin.

Commissioner Murphy not voting.

WHEREAS, the United States Conference of Mayors Group on the Electrical Committee of the National Fire Protection Association will meet at Atlantic City, New Jersey, on December 1st, and continue until the agenda is completed; and

WHEREAS, The Board of Commissioners of the City of Newark has designated Ralph B. Ward of the Electrical Bureau of the City of Newark, to serve on said Electrical Committee;

NOW THEREFORE BE IT RESOLVED, that Ralph B. Ward, Chief of the Electrical Bureau, be instructed to attend said meeting at Atlantic City, New Jersey, and that the expense incurred by said Ralph B. Ward in attending said meeting, not in excess of One hundred dollars (\$100.00) be paid upon the same being approved by the Acting Director of the Department of Public Safety.

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

WHEREAS, Ella Baum is the owner of the premises situate and known as No. 417 Chadwick Avenue, City of Newark, being Block 3668, Lot 14; and

WHEREAS, The City of Newark is

the owner of a certain strip of land adjoining aforesaid premises, and hereinafter more particularly described, having been left after the relocation and straightening of the line of Custer Avenue, and which property is held in fee by the City of Newark; and

WHEREAS, the aforesaid Ella Baum petitions the City of Newark to conduct a private sale of said land, as set forth in petition attached hereto and made a part hereof; and

WHEREAS, the Chief Engineer has stated that "This property will not be needed for street purposes" and has checked and corrected the description, (see letter of July 11, 1939, attached hereto and made a part hereof), and

WHEREAS, R. S. 40:60-28 provides as follows:

"Sale of vacated street land; advertisement unnecessary. Whenever any road, street, highway, lane or alley has been or shall hereafter be lawfully altered or relocated in such manner as to leave a portion of the original road, street, highway, lane or alley not needed for public use, and the municipality has or shall have vacated or released the public rights therein, the municipality, if it be the owner of the fee of said land, may make a private sale of and convey the lands so vacated to the adjoining property owner or owners at such price as it may deem fair and just. The provisions of section 40:60-26 of this title shall not apply to such sale."

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the following described land, owned by the City of Newark, particularly described as follows:

BEGINNING at the point of in-

tersection of the southerly line of Custer Avenue, as now established, with the westerly line of Chadwick Avenue. Thence (1) running westerly along the present southerly line of Custer Avenue 99.61 feet to a point in line with the rear line of property fronting on Seymour Avenue, thence (2) running southerly 1.98 feet to a point in the former southerly line of Custer Avenue 99.60 feet westerly from the westerly line of Chadwick Avenue; thence (3) running easterly along the former southerly line of Custer Avenue 99.60 feet to the said westerly line of Chadwick Avenue; thence (4) running northerly along the said westerly line of Chadwick Avenue 3.92 feet to the present established line of Custer Avenue, and the point and place of beginning,"

be and the same is hereby sold to Ella Baum, the petitioner aforesaid, and under and by virtue of the provisions of R. S. 40:60-28, as aforesaid, for the sum of fifty dollars (\$50.00), and the Director of the Department of Public Affairs, be and he is hereby authorized to execute a bargain and sale deed, attested by the City Clerk, conveying all right, title and interest of The City of Newark, in and to the aforesaid land to the said Ella Baum, her heirs, executors, administrators, and assigns, forever, and to deliver the said deed to the said Ella Baum for and on behalf of The City of Newark upon payment of the aforesaid sum of fifty dollars (\$50.00)

Deed shall be in form as approved by the Law Department.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

The following communication was
received and read:

Board of Adjustment

Newark, N. J., October 31, 1939.
The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Ad-
justment held this day resolutions
were adopted recommending to your
Honorable Body, in accordance with
Section 9, Chapter 274, P. L. 1928
(40:55-39 Revised Statutes of 1937)
that the following applications for
variances from the terms of the Zon-
ing Ordinance be allowed:

*100-102 Stuyvesant Avenue;
Pasquale Tobio, owner; renewal of
permit for retail ice depot; such use
to be limited to the period of two
years ending October 7th, 1941;

*95 Broad Street; Sally A. Ho-
gan; renewal of permit for auto-
mobile parking station; such use to
be limited to the period of five years
ending November 4, 1944.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary.

(These matters to be heard by the
Board of Commissioners at its meet-
ing of November 1, 1939)

Ordered filed.

The City Clerk: I have a communi-
cation from the Board of Adjustment
recommending variations in the zon-
ing ordinance over the signature of
Russell B. Rankin, referring to Board
of Adjustment matters for considera-
tion by this Board and a hearing date
to be set. Both of them are renewals

and can be disposed of at this time
under a suspension of rules.

Acting Mayor Murphy: A motion
is in order to suspend the rules.

Commissioner Franklin: I so move
you.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

Commissioner Franklin offered the
following resolutions:

WHEREAS, on an appeal to the
Board of Adjustment from the ruling
of the Zoning Enforcement Officer the
said Board, after having considered
the same, recommended in writing to
the Board of Commissioners of the
City of Newark that the following
structure or use be allowed:

Application of Sally A. Hogan
(Mary B. Hogan, owner); for the
renewal of permit for automobile
parking station; premises 95 Broad
Street; such use to be limited to the
period of five years ending Novem-
ber 4, 1944;

AND the matter having been con-
sidered by this Board;

IT IS RESOLVED, by the Board
of Commissioners of the City of New-
ark, that said recommendations of the
Board of Adjustment be and the same
are hereby approved.

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: You have
heard the reading of the application
for a renewal of a permit. Are there
any objectors?

Commissioner Franklin: I move we

concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Pasquale Tobio, owner; for the renewal of permit for retail ice depot; premises 100-102 Stuyvesant Avenue; such use to be limited to the period of two years ending October 7, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: You have heard the reading of the application for a renewal of a permit. Are there any objectors?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy.

Acting Mayor Murphy: At this time I would like to introduce the Deputy Commissioner of the Bayonne Department of Public Affairs. Mr. O'Leary.

(Applause).

Acting Mayor Murphy: We also have the Commissioner of the Bayonne Department of Public Affairs, this is Commissioner Murphy. (Applause).

Do you want to say a few words here? We would like to hear from you as a visitor?

Commissioner Murphy (of Bayonne, N. J.): I feel as though the City Commissioners here in Newark are having the some difficulties we are having in Bayonne, principally money difficulties. But I feel as though they, as we will, eventually come out of it.

Commissioner Byrne offered the following resolution:

WHEREAS, under date of September 11, 1927, the Flynn and Emrich Company made application to the Bureau of Smoke Abatement for a permit to install a stoker in the premises at 722 Frelinghuysen Avenue, Newark; accompanied by payment of Ten dollars (\$10.00), whereas the fee for same was five dollars (\$5.00); and therefore there was an overpayment of Five dollars (\$5.00); the whole amount of Ten dollars (\$10.00) having been deposited in the City Treasury; and

WHEREAS, the applicant is entitled to a refund of Five dollars (\$5.00) for said overpayment;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that the sum of five dollars (\$5.00) be and is hereby ordered paid to the Flynn and Emrich Company, as a refund, as hereinbefore set forth.

Jos. M. Byrne, Jr
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the motion
was declared adopted by the follow-
ing votes:

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy.

Yeas: Commissioners B y r n e,
Franklin, Murphy.

APPROVED:

VINCENT J. MURPHY
JOS. M. BYRNE, JR.
PEARCE R. FRANKLIN

Acting Mayor Murphy: In the ab-
sence of the Mayor, because of illness,
there will be no voting today on a
new member of the Commission. It
will be postponed for one week.

The Board of Commissioners of
The City of Newark, N. J.

Commissioner Franklin: I move we
adjourn.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., November 8, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date in the Commissioners' Chamber, City Hall, Newark, at 4:30 P. M., Standard Time.

Present: Commissioners Byrne, Franklin, Mayor Ellenstein.

Absent: Commissioner Murphy.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to amend an ordinance entitled "Zoning Ordinance of The City of Newark," adopted January 8, 1930.

The Board of Commissioners of The City of Newark, Do Ordain:

1. That an Ordinance entitled "Zoning Ordinance of the City of Newark," adopted January 8, 1930, be and the same is hereby amended so that the area hereafter described be designated as a "Third Residence District":

BEGINNING at the point of inter-

section of the easterly line of Elizabeth Avenue with the southerly line of Meeker Avenue; thence south along the easterly line of Elizabeth Avenue to its intersection with the City Line dividing Newark and Hillside; thence easterly along the City Line to its intersection with the State Highway "Route No. 29" thence northerly along the westerly side of Route No. 29, to the southerly line of Meeker Avenue, thence along the southerly line of Meeker Avenue to the place of BEGINNING.

2. All ordinances and parts of ordinances inconsistent herewith be and the same are hereby repealed.

3. This ordinance shall take effect upon final passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Franklin moved that November 29, 1939, at 4:30 P. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Commissioner Byrne,
Franklin, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the issuance of \$200,000 Water Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne: I move action on this ordinance be deferred one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

The City Clerk presented An Ordinance to supplement and amend An Ordinance entitled "An Ordinance concerning the operation and maintenance of open air parking stations in The City of Newark, and providing for the licensing thereof," adopted June 15, 1932, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne: I move action on this ordinance be deferred two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED: That the sum of Two Thousand Two Hundred Thirty-three Dollars and Sixty-six Cents (\$2,233.66) be and the same is hereby appropriated to persons named

on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve for Overpayments

Tax Receiver\$2,233.66

Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of One Hundred Seventy-three Dollars and Twenty Cents (\$173.20) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Public Cuting	\$ 60.00
Director's Office	62.46
Law Department	34.40
Reserve for Liabilities	
(Law Department)	13.00
Board of Adjustment	3.34
	<hr/>
	\$173.20

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-nine Dollars (\$29.00) be and the same is hereby appropriated to the City Treasurer, being the supple-

mentary payroll of the Department of Public Works, for the last half of October, 1939, as follows:

Convalescent Hospital\$29.00

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED: By the Board of Commissioners of the City of Newark, that the sum of Three Thousand, Two Hundred Fifty-one Dollars and Twenty-cents (\$3,251.20) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending November 1st and November 4th, 1939, as follows:

Shade Tree\$2,015.20
Public Buildings 1,236.00
\$3,251.20

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Thirty-seven Thousand, Four Hundred Ninety-four Dollars and Fifty-seven

Cents (\$37,494.57) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending November 1, 1939:

Newark Airport\$ 2,451.83
Bureau of Motors 2,618.45
Bureau of Streets 2,131.87
Bureau of Sewers 868.59
House Sewer Connections .. 489.93
Bureau of Street Cleaning 18,439.88
Street Construction 622.25
Bureau of Docks 766.80
Bureau of Water 9,104.97

\$ 38,494.57

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand, Three Hundred Ninety-nine Dollars and Fifty Cents (\$2,399.50) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (Hayes Park East)
WPA Project 6069-7)\$ 40.00
Swimming Pool Construction (Hayes Park West)
WPA Project 6069-7) 45.00
Swimming Pool Construction (Boylan Street) W
PA Project 6069-7) 184.00

Swimming Pool Construction (Clifton Avenue) WPA Project 6069-7)	22.50
Swimming Pool Construction (Clifton Avenue) WPA Project 6069-7)	1,122.07
Swimming Pool Construction (Hayes Park East) WPA Project 6069-7)	986.00
	<hr/>
	\$ 2,399.50

M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Four Hundred Sixteen Dollars and Sixty-six Cents (\$416.66) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Planning (WPA Project 5358-7)	\$416.66
--	----------

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Ninety-seven Dollars and Five Cents (\$97.05) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and

chargeable to the Department of Public Affairs, as follows:

City Clerk	\$97.05
------------------	---------

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, Six Hundred Eighty-six Dollars and Thirty-nine Cents (\$4,686.39) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Project 3531-7)	\$4,536.39
Street Construction (WPA Project 3531-7)	150.00
	<hr/>
	\$4,686.39

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED: That the sum of Nine Hundred Ninety-five Dollars (\$995.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Public Affairs, as follows:

Elections\$995.00

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of One Thousand Six Hundred Seventy-seven Dollars and Eighty-three Cents (\$1,167.83) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Elections	\$1,473.00
City Clerk	171.00
Newark Labor Relations Board	33.83
	<hr/>
	\$1,677.83

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-seven dollars (\$57.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$57.00
-------------	---------

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Three Hundred Five Dollars and Sixty-two Cents (\$305.62) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

Building Division	\$159.63
Electrical Division	47.01
Police Courts	25.00
Municipal Board of Alcoholic Beverage Control	58.98
Director's Office	15.00
	<hr/>
	\$305.62

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, The City of Newark at a tax sale held on August 22, 1939, acquired two certain tax sale certificates, one of said certificates being numbered 32785 covering land and premises known and designated as numbers 116 to 122 Mt. Prospect Avenue, and also known as Block 491, Lot 10 on the Assessment Map of the City of Newark; the other of said certificates being numbered 32786

...rinc lands and premises known and designated as Rear 118 to 130 Mt. Prospect Avenue, and also known as Block 491, Lot 74 on the Assessment Map of The City of Newark; and,

WHEREAS, A. M. Mesce has applied to the Comptroller for the assignment of said certificates; therefore

BE IT RESOLVED, That the Director of Revenue and Finance be and he is hereby authorized to execute and deliver to the said A. M. Mesce a deed of assignment attested and acknowledged by the City Clerk for said certificates in accordance with the subject to the provisions of Title 54, Chapter 5, Sections 113 and 114 of the Revised Statutes of New Jersey (1937). The sums of \$306.09 representing the amount due on certificates No. 32785, plus interest and costs together with subsequent taxes and interest thereon to date of the deed of assignment, and \$53.56 representing the amount due on certificate No 32786, plus interest and costs together with subsequent taxes and interest thereon to date of the deed of assignment shall be paid at or before the date of execution and delivery of said deed of assignment.

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, The Township Committee of The Township of West Milford, County of Passaic and State of New Jersey, on September 5, 1939,

adopted an ordinance for the widening and straightening of La Rue Road, in the said Township; and,

WHEREAS, The City of Newark is the owner of land bordering on the said La Rue Road; and,

WHEREAS, The Township of West Milford, by resolution adopted October 7, 1939, (copy of which is attached hereto and made a part hereof) has requested The City of Newark to dedicate certain land owned by it within the line of the proposed road; and,

WHEREAS, the widening and straightening of the said La Rue Road will be an improvement to the land owned by the City of Newark, and bordering on said road; and,

WHEREAS, The Township of West Milford has agreed to release and discharge The City of Newark from any and all costs, charges and expenses paid by the Township of West Milford for said improvements, and it has further agreed that the City of Newark will not be assessed any benefits for the said improvement.

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Mayor and the City Clerk be and they are hereby authorized to execute on behalf of the City of Newark a Deed of Dedication between The City of Newark and the Township of West Milford in the County of Passaic (copy of which is attached hereto and made a part hereof), conveying to the Township of West Milford for the improvement and widening and straightening of said La Rue Road, that portion of land described in said Deed, and now owned by The City of Newark.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, The City of Newark is lessee of premises 611 High Street, Newark, N. J., whereof Charles Realty Co., Inc., is the owner and landlord; and

WHEREAS, said lease expires on January 31, 1940; and

WHEREAS, The City of Newark desires to vacate the premises at this time and cancel said lease;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that said lease between Charles Realty Co., Inc., and the City of Newark, expiring January 31, 1940, be cancelled by the City of Newark, upon the terms and conditions more particularly set out in cancellation of said lease annexed hereto and made part hereof; and that said agreement of cancellation be entered into by the Director of Public Works, and the City Clerk, who are hereby authorized and directed to execute the same, upon the adoption of this resolution.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, Louis Lipman, of 443 Washington Street, Newark, New Jersey, filed application with the Mu-

nicipal Board of Alcoholic Beverage Control of the City of Newark for a Plenary Retail Consumption License, and deposited with the Clerk of the said Board on June 13, 1939, the sum of Five hundred dollars (\$500.00); and

WHEREAS, Louis Lipman was declared by the Municipal Board of Alcoholic Beverage Control ineligible to become the holder of a license for the year commencing July 1, 1939, and ending June 30, 1940; and

WHEREAS, Louis Lipman, on September 2, 1939, did secure from the Department of Alcoholic Beverage Control of the State of New Jersey, the right to continue his business pending an appeal taken by him from the determination of the Municipal Board of Alcoholic Beverage Control; and

WHEREAS, Commissioner D. Frederick Burnet affirmed the decision of the Municipal Board of Alcoholic Beverage Control in declaring the said Louis Lipman ineligible; and

WHEREAS, Louis Lipman was forced to discontinue his business on October 28th, 1939, and is now entitled to a refund from the City of Newark by reason of the above premises, in the amount of three hundred seventy-one dollars and ninety-one cents (\$371.91); and

WHEREAS, Louis Lipman has assigned to Fast and Fast, Esquires, all his right, title and interest in the sum of three hundred dollars (\$300.00) of the refund due him from the City of Newark, (copy of which assignment is hereto attached);

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the sum of three Hundred Seventy-one Dollars and Ninety-one Cents (\$371.91) be and the same is hereby refunded to Louis Lip-

that, all be hundred dollars (\$300.00) of which is to be paid to Fast and Fast, Esquires, and the sum of Seventy-one dollars and ninety-one cents (\$71.91) to be paid to the said Louis Lipman, and the Director of the Department of Revenue and Finance be and he is hereby directed and authorized to pay to the said Fast and Fast, Esquires, the said sum of three hundred dollars (\$300.00), and to Louis Lipman, the said sum of seventy-one dollars and ninety-one cents (\$71.91), for the reasons hereinbefore set forth.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, by the Board of Commissioners of The City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to advertize for bids for the reconstruction of stokers and new steel and brick work for two (2) boilers in the City Hall Power Plant, located in the rear of the City Hall, Newark, New Jersey, known as boilers No. 3 and No. 4.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to adver-

tise for sealed proposals for furnishing and delivering Milk and Cream, and Surgical equipment for the Department of Public Works.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering tires and tubes; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said tires and tubes to the City of Newark be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said materials:

MCCARTHY & SHARKEY—
Newark, N. J.

(All departments excepting Revenue and Finance)

One (1) or more of any or all of the various sizes of "General" tires and

tubes, at unit prices less 25% discount as shown on list on file in the Department of Central Purchase.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, there has been a tremendous increase both in the volume and scope of work in the Bureau of Health, Department of Public Works, which has naturally caused the administrative and supervisory responsibilities of the department to more than triple in the past ten years, the Health Officer of the City of Newark recommends that it is absolutely necessary to create an additional Assistant Health Officer;

THEREFORE BE IT RESOLVED, that the title of Second Assistant Health Officer of the Bureau of Health, Department of Public Works, be and the same is hereby created at a salary of \$3,500 per annum, effective November 15, 1939, to be filled by promotional examination.

Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioner Franklin, Mayor Ellenstein.

Nay: Commissioner Byrne.

WHEREAS, there has been a remarkable increase in the laboratory

needs of the Bureau of Health, particularly in the Venereal Disease Laboratory requiring the examinations of over sixty thousand bloods and many thousands of other highly technical tests, Doctor Charles V. Craster, Health Officer of the Bureau of Health, Department of Public Works, recommends that there should be a Chief Laboratory Technician appointed in charge of that Laboratory;

THEREFORE BE IT RESOLVED, that the title of Chief Laboratory Technician of the Venereal Disease Laboratory of the Bureau of Health, Department of Public Works, be and the same is hereby created at a salary of \$1,800 per annum, effective November 15, 1939.

Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioner Franklin, Mayor Ellenstein.

Nay: Commissioner Byrne.

Commissioner Byrne offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark, that the following changes appearing in the payrolls of the Department of Parks and Public Property for the first and second half of November, 1939, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

Walter Dickerman, temporary Watchman, terminated his services effective November 3rd, 1939.

Alphonse Gialanella, Plasterer-Ma-

on reinstated temporarily for emergency work, effective November 16th, 1939, and his services to terminate on December 31st, 1939, at the prevailing union wage of \$14.50 per day.

John Gyllenhammer, temporary Stationery Engineer, terminates his services, effective November 15th, 1939.

Ben Krusch, Plasterer-Mason, reinstated temporarily for emergency work, effective November 16th, 1939, and his services to terminate on December 31st, 1939, at the prevailing union wage of \$14.50 per day.

John O' Brien, Laborer, suspended November 1st, 1939, pending result of hearing.

John Jones and Ernest Gfeller, Painters, reinstated temporarily for emergency work, effective November 16th, 1939, and to terminate their services on December 31st, 1939, at the prevailing union wage of \$10.00 per day.

ANNUAL VACATIONS, WITH PAY, GRANTED EFFECTIVE ON DATES SHOWN:

PUBLIC BUILDINGS

Robert E. Carey, Cleaner, one week, November 10th, 1939.

Otto McKlanes, Aerial Cleaner, 2 days, November 10th and 13th, 1939.

Mae Bolton, Telephone Operator, one week, November 6th, 1939.

Albert Lott, Stationary Engineer, 4 days, November 8th, 1939.

SHADE TREE

Nathan Feldstein, Laborer-Tree Climbing, 2 days, November 1st, 1939, and October 31st, 1939.

James McGuinn, Laborer, 7 days, October 26th, 1939.

Margaret McKinney, Attendant, 7 days, November 9th, 1939.

Frank J. Stross, Laborer, 7 days, November 9th, 1939.

John A. Thompson, Laborer, 7 days, November 13th, 1939.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, John T. Bisch was permanently appointed as Draftsman in the Department of Public Affairs at a compensation of \$1,500.00 per annum, effective June 15, 1926; and

WHEREAS, John T. Bisch has continued in the employ of the Department of Public Affairs since that date without change in compensation; and

WHEREAS, an inequality exists by reason of the fact a larger compensation is paid to others in the same position;

THEREFORE BE IT RESOLVED, that the compensation of John T. Bisch be and the same hereby is increased to \$2,000.00 per annum, which is the minimum other city employees are receiving in his classification and doing the same work, effective November 16, 1939, (Bureau of Sewers).

M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioner Franklin,
Mayor Ellenstein.

Nay: Commissioner Byrne.

WHEREAS, Matthew Ryan was permanently appointed to the position of Reservoir Attendant in the Department of Public Affairs in March, 1922; and

WHEREAS, he has given long and faithful service to the City since said appointment; and

WHEREAS, his present compensation is \$2,400.00 per annum; and

WHEREAS, an inequality exists by reason of the fact a greater compensation is paid to others in the same position;

THEREFORE BE IT RESOLVED, that the compensation of Matthew Ryan be and the same hereby is increased to \$2,600.00 per annum, effective November 16, 1939, (Division of Water).

M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioner Franklin,
Mayor Ellenstein.

Nay: Commissioner Byrne.

Commissioner Franklin offered the following resolutions:

WHEREAS, there are at present time eleven vacancies existing in the rank of Permanent Captain in the Fire Division of the Department of Public Safety; and

WHEREAS, the Civil Service Com-

mission has issued an eligible list certifying as to the firemen who have successfully passed their examinations; and

WHEREAS, the filling of said eleven vacancies is necessary for the proper function of the said Fire Division;

NOW, THEREFORE, BE IT RESOLVED, that Firemen Harry H. Mead, John A. Olohan, Paul H. Grehl, George A. Schell, Fritz Klingelberger, Joseph A. Flannery, James J. Walsh, John E. Bauer, John J. Swaykowski, Anthony J. Kilkenny, Jr. and Thomas P. Dowd, who have been certified as eligible by the Civil Service Commission, be and they are hereby promoted to the rank of Captain in the Fire Division, Department of Public Safety, and they shall be paid the same base salary and in the same manner as other captains in similar grade of service, effective November 9th, 1939.

Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioner Franklin,
Mayor Ellenstein.

Commissioner Byrne not voting.

RESOLVED, by the Board of Commissioners of The City of Newark, that pursuant to Local Budget Act, R. S. 40: 2-30, Transfers of Appropriations, that the Director of the Department of Revenue and Finance be and he is hereby authorized to make the following transfer to and from budget appropriation:

Ten thousand dollars (\$10,000.00) from Bureau of Lighting — other than Personal Services—to Bureau of Street Cleaning—Personal Services.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce K. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Mayor Ellenstein: Owing to the absence of Director Murphy we will defer balloting on candidates to fill the vacancy in the City Commission.

A motion for adjournment is in order.

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN

JOS. M. BYRNE, JR.

PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., November 15, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 4:30 P. M. Standard Time.

Present: Commissioners Byrne, Franklin, Mayor Ellenstein.

Absent: Commissioner Murphy.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance granting permission to the Celluloid Corporation to erect, construct, and maintain a bridge over Ashbridge Street, between Ferry Street and Darcy Street.

WHEREAS the said Company desires to erect, construct and maintain a bridge over Ashbridge Street between its buildings and connecting the same, such structure to be so architecturally designed to present a pleasing appearance and to conform substantially with the plans therefor

prepared by said Company and submitted to this Board, and has requested this Board to give its permission and authority to erect and maintain such structure over said Ashbridge Street, and this Board being satisfied that public safety will be better served by granting such permission, and that the public highway will not be obstructed or injured by the construction of the aforesaid bridge, and that the character of the work is such that its construction will not be injurious to the public;

THEREFORE, the Board of Commissioners of the City of Newark Do Ordain:

(1) That permission be and the same is hereby given to the Celluloid Corporation to erect, construct and maintain over Ashbridge Street, in the City of Newark, a bridge, substantially of the character and design shown upon the plans of the same presented to this Board by said Company and to be filed in the Office of the Superintendent of Buildings of the Department of Public Safety. Said bridge shall be located approximately 138 feet 4 1/2 inches northwest of the northwesterly side of Darcy Street. The bridge shall have a minimum clear height of 14 feet above the surface of the roadway; the maximum height of the roof of the bridge above the surface of the sidewalk at the property lines shall be approximately 19 feet 6 inches on the northeasterly side and approximately 26 feet on the southwesterly side of Ashbridge Street; the height of the bridge shall be approximately 8 feet 4 inches and the width of the bridge shall be approximately 7 feet.

(2) That said bridge so to be erected and constructed over said street

shall be so designed architecturally as to present a pleasing appearance and shall be constructed substantially in accordance with the plans furnished to this Board by said Company and to be filed as aforesaid,

(3) That such permission be and the same is hereby given upon condition and provision that said Celluloid Corporation, its successors and assigns, shall forever maintain said bridge in good condition and shall save the City harmless from all loss which may be occasioned by defective construction or which may arise for want of repair, and shall indemnify and save harmless the said City of Newark, its officers, agents and servants, from any and all claim or claims whatsoever to any person, firm or corporation arising from or in any way connected with the granting of said permission.

(4) That such permission be and the same hereby is given upon further consideration that said Celluloid Corporation file with the City Clerk of the City of Newark its written acceptance of the provisions of this or this ordinance within thirty days from the date on which it takes effect.

(5) This ordinance shall take effect immediately.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Franklin moved that November 29th, 1939, at 4:30 P. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J. be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give

public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the issuance of \$200,000 Water Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne: I move action on this ordinance be deferred to November 22nd.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

The City Clerk presented An Ordinance creating the positions of "Operator of Heavy Motor Equipment" and "Laborer," in the Bureau of Street Cleaning, Refuse Collection Division, in the Department of Public Affairs of The City of Newark, and providing an hourly wage scale for each position that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne: I move action on this ordinance be deferred to November 29th.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of One Hundred Ninety-seven Dollars and Eighty-three Cents (\$197.83) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve for Liabilities
WPA Tax Revaluation
Project 5406-7\$197.83

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Seven Thousand Thirty-seven Dollars and Twelve Cents (\$7,037.12) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve for Overpayment
Tax Receiver\$7,037.12

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of One Million One Hundred Ninety-five Thousand Six Hundred Seventy-seven Dollars and Seventeen Cents , \$1,195,-

677.17) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

County and State Tax\$1,195,677.17

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Seven Hundred Forty-two Dollars and Ninety-five cents (\$742.95) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Tax Receipts	\$ 58.80
Director's Office	193.50
Comptroller's Office	37.34
Auditor's Office	127.87
Treasurer's Office	58.33
Tax Board	37.35
District Courts	175.39
Reserve for Liabilities	
WPA Project 5564-7	43.35
Advertising Tax Sale	10.44
	<hr/>
	\$742.95

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand One Hundred Eighty-

ve Dollars and Fifty-three Cents (\$3,185.53) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Auditor's Office	\$ 75.00
Comptroller's Office	2.55
Treasurer's Office	5.60
Tax Receiver	3.10
Tax Board	2,106.06
Assessments for Local Improvements	28.81
Personal Tax Arrears	21.21
Reserve for Overpayments	
Tax Receiver	934.25
Maintenance Foreclosed Properties	8.95
	<hr/>
	\$ 3,185.53

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Seven Thousand Six Hundred Sixty-five Dollars and Eighty-two Cents (\$7,665.82) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions Prior Years	
Taxes Granted by State	
Board of Tax Appeals	\$ 7,665.82

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Twenty-eight Thousand, Six Hundred Forty-one Dollars and Ninety-seven Cents (\$28,641.97) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Police Division	\$ 18,031.22
Fire Division (WPA)	1,411.87
Fire Division	9,198.88
	<hr/>
	\$ 28,641.97

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Seven Thousand Five Hundred Seventy-eight Dollars and Forty-one Cents (\$7,578.41) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Home	\$ 4,236.12
Ivy Hill Power Plant	1,743.06
Ivy Hill Power Plant	1,350.93
Ivy Hill Power Plant	25.00
Public Outing	22.78
Board of Adjustment	170.25
Director's Office	50.27
	<hr/>
	\$ 7,578.41

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Forty-one Thousand Six Hundred Forty-one Dollars and Eight Cents (\$441,641.08) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—Direct \$411,641.08

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Thirty-six Dollars (\$136.00) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills claims of the Department of Public Works, as follows:

Newark City Hospital\$136.00

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: By the Board of Commissioners of The City of Newark that the sum of Three Thousand, One Hundred Sixteen Dollars and Eight Cents (\$3,116.08) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property, for weeks ending November 8th and November 11th, 1939, as follows:

Shade Tree	\$ 1,848.08
Public Buildings	1,268.00
	<hr/>
	\$ 3,116.08

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark that the sum of One Thousand, Three Hundred Sixty-five Dollars and Thirty-six Cents (\$1,365.36) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Central Purchase	\$ 218.86
Director's Office	36.20
Maintenance of Dog Pound	625.00
Printing and Stationery	387.01
WPA Project 1485-7	35.71
WPA Project 3-7-5657.....	40.62
Smoke Abatement	20.00
Shade Tree	1.96
	<hr/>
	\$ 1,365.36

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution

... declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Two Hundred Seventy-two Dollars and Sixty-four Cents (\$272.64) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (Hayes Park East)	
WPA Project 6069-7)	\$ 40.00
Swimming Pool Construction (Hayes Park West)	
WPA Project 6069-7)	16.88
Swimming Pool Construction (Boylan Street)	
WPA Project 6069-7)	215.76
	<hr/>
	\$272.64

M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Mayor Ellenstein.

Naye: Commissioner Byrne.

RESOLVED: That the sum of Six Hundred Seventy-five Dollars (\$675.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

National Youth Administration (WPA Project 92-3E-41A)	\$435.00
---	----------

National Youth Administration (WPA Project 19-3EN-42) (Garment Project)	50.00
Toy Mending (WPA Project 5618-7)	200.00
	<hr/>
	\$675.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-two Thousand Nine Hundred Twenty-three Dollars and Sixty Cents (\$32,923.60) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:
Street Construction

(WPA Project 3531)\$32,923.60

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand Seven Hundred Eighty-four Dollars and Fifty Cents (\$3,784.50) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction	
(WPA Project 3531-7) ..\$	3,346.76
Street Construction	
(WPA Project 3531-7)....	75.00
Sewer Construction	
(WPA Project 4813-7)....	104.06
Sewer Construction	
(WPA Project 4813-7)....	70.00
Sewer Construction	
(WPA Project 4813-7)....	90.00
Street Construction	
(WPA Project 3531).....	91.80
Swimming Pool Construc-	
tion (Hayes Park West	
WPA Project 6069)	6.88
	<hr/>
	\$ 3,784.50

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Five Dollars and Eleven Cents (\$405.11) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Newark Airport	\$ 55.95
Docks	52.77
City Planning	
(WPA Project 5358-7)	35.34
Newark Labor Relations	
Board	14.99
City Clerk	107.63
Director's Office	8.06
Streets	14.45
Surveys	8.48
Street Construction	
(WPA Project 3531)	81.99
Swimming Pool Construction	
(Hayes Park East) (WPA	
Project 6069)	1.93
Sewers	23.52
	<hr/>
	\$405.11

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand One Hundred Ninety-two Dollars and Forty-seven Cents (\$3,192.47) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

WPA Project 5618-7	
Toy Mending	\$ 2,165.41
WPA Project 5358-7	
City Planning	112.82
WPA Project 4813-7	
Sewer Construction	804.04
WPA Project 92-3E-41	
N. Y. A.	110.20
	<hr/>
	\$ 3,192.47

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Eighty-six Dollars and Fifty Cents (\$86.50) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Director's Office	\$37.50
Election	49.00
	<hr/>
	\$86.50

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Ten Thousand, Four Hundred Fifty-five Dollars and Forty-five Cents (\$10,455.45) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$ 8,669.96
Elections	1,418.80
Sewers	59.40
Newspapers	40.14
Care and Relief of Indigent Children	267.15
	<hr/>
	\$ 10,455.45

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-seven Thousand Six Hundred Six Dollars and Fifty-nine Cents (\$37,606.59) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending November 8, 1939:

Newark Airport\$ 2,609.85

Bureau of Motors	2,615.83
Bureau of Streets	2,106.61
Bureau of Sewers	872.47
House Sewer Connections	487.93
Bureau of Street Cleaning	18,464.67
Street Construction	672.95
Bureau of Docks	781.20
Bureau of Water	8,995.08
	<hr/>
	\$ 37,606.59

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Seven Dollars and Forty-two Cents (\$507.42) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Streets	\$ 6.50
Newark Airport	11.67
Docks	19.00
Motors	5.00
Street Cleaning	6.75
Contingent Account	
Resolution 5580	130.00
City Planning	
(WPA Project 5358-7)	22.58
Toy Mending	
(WPA Project 5618-7)	16.67
National Youth Administration (WPA Project 92-3E-41A) .....	.86
Water	288.39
	<hr/>
	\$507.42

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Thirty-four Dollars and Seventy-four Cents (\$134.74) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Streets	\$ 44.94
Contingent Account (Resolution 5580)	90.35
	<hr/>
	\$134.74

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, Five Hundred Ninety Dollars and Forty-six Cents (\$4,590.46) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (Hayes Park East) \$	1,233.73
Swimming Pool Construction (Hayes Park West)	2,140.85
Swimming Pool Construction (Boylan Street)	674.17
Swimming Pool Construction (Clifton Avenue) .	
WPA Project 6069	541.71
	<hr/>
	\$ 4,590.46

M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Mayor Ellenstein. i

Not Voting: Commissioner Byrne.

RESOLVED: By the Board of Commissioners of the City of Newark that pursuant to Local Budget Act RS 40:2-30, Transfers of Appropriations, that the Director of Revenue and Finance be and he is hereby authorized to make the following transfers to and from Budget Appropriations:

From

Municipal Board of Alcoholic Beverage Control (Personal Service	\$1,204.00
Department of Public Safety	

To

Municipal Board of Alcoholic Beverage Control (Other than Personal Service	\$1,204.00
Department of Public Safety.	

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED: By the Board of Commissioners of The City of Newark, that pursuant to Local Budget Act, R. S. 40:2-30, Transfers of Appropria-

ns, that the Director of the Department of Revenue and Finance be and he is hereby authorized to make the following transfers to and from budget appropriations in the Department of Parks and Public Property:

From Public Buildings—City Owned Property, Other than Personal Service, to Public Buildings, Other than Personal Service\$4,400.00

From Weights and Measures, Personal Service, to Public Buildings, Other than Personal Service 4,800.00

From Printing and Stationery, Personal Service, to Public Buildings, Other than Personal Service 840.00

From Public Buildings, Personal Service, to Public Buildings, Other than Personal Service 900.00

From Smoke Abatement, Personal Service, to Smoke Abatement, Other than Personal Service 550.00

From Director's Office, Personal Service, to Shade Tree, Other than Personal Service 1,690.00

From Shade Tree, Personal Service, to Shade Tree, Other than Personal Service 3,000.00

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED: By the Board of Commissioners of the City of Newark, that pursuant to Local Budget Act R. S. 40-2-30, Transfers of Appropriations, that the Director of the Department of Revenue and Finance be and he is hereby authorized to make the following transfers to and from budget appropriations:

\$1,000 from Convalescent Hospital (Personal Service) to Director's Office (Other than Personal Service).

\$1,000 from Newark City Alms House (Other than Personal Service) to Ivy Hill Power Plant (Other than Personal Service).

\$2,000 from Newark City Hospital (Personal Service) to the Newark City Home (Other than Personal Service).

\$4,000 from Bureau of Public Baths (Personal Service) to Bureau Public Baths (Other than Personal Service).

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the Director of the Department of Public Works be and he is hereby authorized to confer with the Board of Freeholders of the County of Essex relative to the transfer

of the Newark City Home for Boys from The City of Newark to the said Board of Freeholders of the County of Essex.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, Firemen's Pharmacy, Inc., of 12 Clinton Street, Newark, New Jersey, filed an application for a renewal of Plenary Retail Consumption License with the Municipal Board of Alcoholic Beverage Control of the City of Newark, on July 29th, 1939, and did deposit with the Clerk of said Board the sum of Four Hundred Sixty-one Dollars and Sixty-nine Cents (\$461.69) at the time of the filing of the said application; and,

WHEREAS, On November 2nd, 1939, the Municipal Board of Alcoholic Beverage Control of the City of Newark did grant a license for the period of 1939-1940 to the said Firemen's Pharmacy, Inc., and

WHEREAS, the said Firemen's Pharmacy, Inc., is now entitled to a refund of One Hundred Thirty Dollars and Fifteen Cents (\$130.15);

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, the said sum of One Hundred and Thirty Dollars and Fifteen Cents (\$130.15) be and the same is hereby ordered paid to the said Firemen's Pharmacy, Inc., and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Firemen's Pharmacy, Inc., the said sum of One Hundred Thirty Dollars and Fifteen Cents (\$130.15) for the reason hereinbefore set forth.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, Eugene W. Fuer, of 76 South Street, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark on July 5, 1939, for a Plenary Retail Consumption License, and did deposit with the Clerk of said Board the sum of Five Hundred Dollars (\$500.00) with the Clerk of the said Board at the time of the filing of said application; and,

WHEREAS, On July 5, 1939, the Municipal Board of Alcoholic Beverage Control of the City of Newark did grant for the period of 1939-1940 to the said Eugene W. Fuer; and

WHEREAS, the said Eugene W. Fuer is now entitled to a refund of Five Dollars and Forty-eight Cents (\$5.48);

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the said sum of Five Dollars and Forty-eight Cents (\$5.48) be and the same is hereby ordered paid to the said Eugene W. Fuer, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Eugene W. Fuer the sum of Five Dollars and Forty-eight Cents (\$5.48) for the reason hereinbefore set forth.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners B y r n e,
Franklin, Mayor Ellenstein.

WHEREAS, Louis De Regatis, Jr., of 88 Bloomfield Avenue, Newark, N. J., filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark on July 3rd, 1939, for a Plenary Retail Consumption License, and did deposit with the Clerk of said Board the sum of Five Hundred Dollars (\$500.00) at the time of the filing of the said application; and,

WHEREAS, the said Municipal Board of Alcoholic Beverage Control of the City of Newark on July 3, 1939, did grant said License for the period of 1939-1940 to the said Louis DeRegatis, Jr., and

WHEREAS, the said Louis DeRegatis, Jr., is now entitled to a refund of two dollars and seventy-four Cents (\$2.74);

THEREFORE BE IT RESOLVED By the Board of Commissioners of The City of Newark, the said sum of Two Dollars and Seventy-four Cents (\$2.74) be and the same is hereby ordered paid to the said Louis DeRegatis, Jr., and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Louis DeRegatis, Jr., the sum of \$2.74 for the reason hereinbefore set forth.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

WHEREAS, there are certain portraits of some of the former Mayors of the City of Newark, which, because

of lack of suitable space in the City Hall are not being exhibited; and,

WHEREAS, New Jersey Historical Society has offered to take these portraits and exhibit them;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that these portraits of the former Mayors of the City of Newark be given to the care and custody of the New Jersey Historical Society, and the said portraits be exhibited in the Newark Museum.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering one (1) Ford Sedan, and filing cabinets for the Department of Public Works, and printing and binding minutes of the Board of Commissioners for the year 1940, for the Department of Parks and Public Property.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas. Commissioners B y r n e,
Franklin, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering the materials listed below; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts, for furnishing and delivering said materials:

WILKINSON, GADDIS & COMPANY—Newark, N. J.

(Public Works)

Approx. 40,000 lbs. sugar, granulated,
100 lb. bags, cotton or burlap,
American grown @ .0529 lb.

HERMAN KUSSY COMPANY—
Newark, N. J.

(Public Works)

Approx. 3 bbls. sugar, confectioners,
280 lbs. to bbl. @ \$17.92 bbl.

Approx. 364 lbs. sugar, confectioners,
1 lb. pkg. XXXX @ .085 lb.

Approx. 6 bbls. sugar, powdered
XXXX, 280 lbs. to bbl. @ \$17.92
bbl.

Approx. 56 lbs. sugar, powdered 1 lb.
pkg. @ .085 lb.

Approx. 800 lbs. sugar, brown, extra
C, 100 lb. bags @ .053 lb.

Approx. 32 lbs. sugar, Lt. Brown, extra
C, 1 lb. pkg. @ .08 lb.

Approx. 104 lbs. sugar, light brown,
1 lb. pkg. @ .08 lb.

Approx. 48 lbs. sugar, block, 1 lb. carton
@ .085 lb.

ATLANTIC STEEL PRODUCTS
CORPORATION—Brooklyn, N. Y.

(Public Works)

Approx. 40 bedside stands, as per
specifications, @ \$13.95 each.

FISHER-COHEN—Newark, N. J.

(Public Works)

24 only Colson Wheel Chairs, as per
specifications, @ \$35.05 each.

3 only Fibre Box Trucks, as per specifications
@ \$26.45 each.

4 doz. white enamel steel hospital
ward chairs @ \$77.74 doz.

MEDICAL SERVICE COMPANY,
INC—Newark, N. J.

(Public Works)

One (1) only standard size, modern
wheel stretcher @ \$55.90.

One (1) only operating table, as per
specifications for \$793.80

One (1) only Hairflex pad to fit table
as per specifications, for \$29.10.

One (1) only No. 1071 Rich arm support,
as per specifications for
\$24.25.

One (1) pair No. 1294 rubber shoulder pads, as per specifications \$2.65.

REINHOLD SCHUMANN, Inc.—
Newark, N. J.

(Public Works)

One (1) only platform truck, as per specifications for \$39.00.

Six (6) only wheel stretchers, as per specifications @ \$36.00 each.

JAMES F. COLLINS & COMPANY

(Public Works)

One (1) institutional gas range No. 4730YT, as per specifications for \$1,140.66.

WESTINGHOUSE ELECTRIC SUPPLY COMPANY—Newark, N. J.

(Public Safety)

Approx. 5,000 ft. lead alloy cable, one twisted pair and three singles No. 14 A. W. G. solid copper @ \$129.00 M. ft.

Approx. 2,700 ft. lead alloy cable, two twisted pair and one single No. 14 A.W.G. solid copper @ \$151.00 M. ft.

Approx. 1,200 ft. lead alloy cable, five twisted pair No. 14 A. W. G. solid copper @ \$246.00 M. ft.

H. G. MOONEY COMPANY—
Newark, N. J.

(All departments excepting Revenue and Finance)

Approx. 350 cases toilet tissue, 50 rolls to case, standard case lots @ .066 roll

Approx. 1,181,000 paper cups 3½ oz. flat bottom, No. 450 Tulip P. B. Cups @ \$1.79 M. less 2%.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering the materials listed below; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark proper contract for furnishing and delivering said material:

HUDSON SMELTING & REFINING COMPANY—Newark, N. J.

(Public Affairs)

Approx. 500,000 lbs. pig lead @ price of pig lead as quoted by the American Metal Market and Daily Iron & Steel Report for the day following the receipt of purchase order issued by the City of Newark, N. J. plus nine and three-eighths per cent (9¾%).

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, on March 30th, 1939, the Board of Commissioners of the City of Newark adopted a resolution transferring from the administrative jurisdiction of the Department of Public Safety to the Department of Public Affairs the building constructed for the Department of Public Safety known as the 9th Precinct Station; and

WHEREAS, said resolution provided that said building be used by the Department of Public Affairs as a World's Fair Headquarters, until and when it may be determined by the Director of the Department of Public Safety that the property be returned to the Director of the Department of Public Safety for the purpose from which it was transferred; and

WHEREAS, the Acting Director of the Department of Public Safety desires the return of this building to the Department of Public Safety for use of a Fire Company and First Aid Station;

THEREFORE BE IT RESOLVED, that the parcel of property and the building thereon known as the 9th Precinct Police Station be and the same is hereby transferred from the administrative jurisdiction of the Director of the Department of Public Affairs to the Acting Director of the Department of Public Safety.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, by the Board of Commissioners of the City of Newark, that the following changes appearing in the payrolls of the Department of Parks and Public Property for the second half of November, 1939, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

PRINTING AND STATIONERY

Frederick H. Eisele, temporarily appointed Utilityman, for three weeks only, at \$1,500.00 per annum, effective November 16, 1939.

SHADE TREE

Margaret McKinney, Attendant, transferred to Bureau of Public Buildings, effective November 20th, 1939, at the same wage of \$4.00 per diem.

Elizabeth Matusiak, Attendant, transferred to Bureau of Public Buildings, effective November 20th, 1939, at the same wage of \$4.00 per diem.

Louis LaBoliva, Laborer, transferred to Bureau of Weights and Measures, effective November 16th, 1939, at his same wages of \$.75 per hour.

PUBLIC BUILDINGS

John O'Brien, Laborer, who was suspended on November 1st, 1939, reinstated effective November 16th, 1939.

SHADE TREE

ANNUAL VACATIONS, WITH PAY,
GRANTED EFFECTIVE ON DATES
SHOWN:

5. Cahill, Laborer-Tree Climbing, 7 days, November 20, 1939.

Pasquale D'Aloia, Laborer, 7 days, November 13, 1939.

Nicholas Donahue, Laborer-Tree Climbing, 7 days, November 20, 1939.

Luigi Martino, Laborer, 7 days, November 16, 1939.

Lawrence Smith, Laborer, 7 days, November 10, 1939.

George Streckfuss, Laborer-Tree Climbing, 7 days, October 30, 1939.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that the position of Special Laborer in the Bureau of Weights and Measures, Department of Parks and Public Property, be and the same is hereby created at a wage of \$.75 per hour, effective as of November 16th, 1939.

This position is not being created for the appointment of a new employee but for the transfer of a Special Laborer now employed in the Shade Tree Bureau, whose services are required for laboring work in the Bureau of Weights and Measures.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Dominick Stinis, also known as Dominick Stiuse, has been employed by The City of Newark, in the capacity of Laborer, since January, 1914, in the Bureau of Street Cleaning, Department of Public Affairs; and

WHEREAS, the said Dominick Stinis, also known as Dominick Stiuso has made application for a pension under Chapter 103, P. L. 1923, (R. S. 1937, 43:12-1), wherein it is provided that:

"A person who has been continuously employed in any city for a period of twenty-five years, and has reached the age of 70 years, may retire or be retired at any time thereafter. On and after retirement he shall be paid by the city one-half the amount he was receiving as salary from the city at the time of his retirement";

and

WHEREAS, it appears that said Dominick Stinis, also known as Dominick Stiuso, is now over the age of 70 years, and has been employed by the City about 26 years; and

WHEREAS, said Dominick Stinis, also known as Dominick Stiuso, was receiving a salary of \$18.20 per week, and desires, due to advancing age, to be retired on one-half pay;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that the application for pension of Dominick Stinis also known as Dominick Stiuso, employed by The City of Newark, in the Department of Public Affairs, Bureau of Street Cleaning, in the capacity of

Laborer, is hereby granted, under and by virtue of the provisions of Chapter 103, P. L. 1923, (R. S. 1937, 43: 12-1), said pension to become effective as of November 23, 1939; and

BE IT FURTHER RESOLVED, that said Dominick Stinis, also known as Dominick Stiuso, be paid a pension of \$9.10 per week, said pension to be paid as other pensions are paid.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., November 14, 1939.

The Board of Commissioners of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928, (40; 55-39) Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

613-621 McCarter Highway; Amur Realty Co.; in a 1st industrial district the construction and operation of a gasoline station including lubricatorium; on condition that this station is built exactly according to the plans as approved by the Board of Adjustment on November 14, 1939, and is not to be given permis-

sion to operate until the Board of Adjustment is satisfied that said station conforms to the plan as passed; same to be constructed and operated in conformity with the rules of this Board; such use to be limited to the period of eight years;

*65-67 Washington Street; Nick Giuliano; renewal of permit for automobile parking station; such use to be limited to the period of one year ending November 1, 1940;

619 No. Sixth Street; Julius Ritonalli; in a 2nd business district a distributing station for bottled soda; on condition that no bottling be done on or about the premises; such use to be limited to the period of two years; (No objectors);

*1021-1023 Broad Street; The Universal Motors, Inc.; renewal of permit for automobile sales station; such use to be limited to the period of one year ending November 21, 1940;

*49-51 Warren Street; Amy A. Kenny, owner; renewal of permit for automobile parking station; such use to be limited to the period of one year ending November 14, 1940;

*38-46 Avon Avenue; Louis Nislick; renewal of permit for automobile parking station; such use to be limited to the period of two years ending October 28, 1941;

*333-335 Frelinghuysen Avenue; David B. Kaplus, renewal of permit for automobile sales station; such use to be limited to the period of one year ending November 25, 1940;

334 Chancellor Avenue; Chancellor Tower; in a 1st business district the establishment and operation of a luncheonette; on condition that there be no curb service; such use

o be limited to the period ending one year from date of approval by your Board;

*63-65 Park Street; Michael Fakelman; renewal of permit for automobile parking station; such use to be limited to the period of one year ending November 12, 1940.

Respectfully submitted,
Board of Adjustment.
R. B. Rankin, Secretary.

(These matters to be heard by the Board of Commissioners at its meeting of November 15, 1939).

Received, copy to be sent to each Commissioner and further action postponed to November 22, 1939.

The City Clerk: We have a communication from the Secretary of the Board of Adjustment referring to this Board several zoning matters for a hearing date to be set one week from today. Six of them are renewals and can be disposed of at this time under a suspension of the rules.

Mayor Ellenstein: A motion will be in order to suspend the rules in these matters.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the

City of Newark that the following structure or use be allowed:

Application of Nick Gouliano; (E. H. Miller, Inc., owner); for the renewal of permit for automobile parking station; premises 65-67 Washington Street; such use to be limited to the period of one year ending November 1, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of The Universal Motors, Inc. (United States Savings Bank, owner); for the renewal of permit for automobile sales station; premises 1021-1023 Broad Street; such use to be limited to the period of one year ending November 21, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Amy A. Kenny, owner; for the renewal of permit for automobile parking station; premises 49-51 Warren Street; such use to be limited to the period of one year ending November 14, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Louis Nislick (Irving H. Griswold, owner); for the renewal of permit for automobile parking station; premises 38-45 Avon Ave.; such use to be limited to the period of two years ending October 28, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of David B. Kaplus, Inc. (Sterling Leather Works, owner); for the renewal of permit for automobile sales station; premises 333-335 Frelinghuysen Avenue; such use to be limited to the period of one year ending November 25, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the

said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Michael Fakelman (Forest and Lake Realty Co., owner); for the renewal of permit for automobile parking station; premises 63-65 Park Street; such use to be limited to the period of one year ending November 12, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

The City Clerk: Mr. Mayor, the applicant has requested me to ask for a suspension of the rules in this matter.

It is an application by Julius Ritonali for a distribution station for bottled soda, 619 North 6th Street. There were no objectors at the time before the Board of Adjustment.

Commissioner Byrne: I move the rules be suspended.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Julius Ritonnali (Anthony Spassione, owner); for a distributing station for bottled soda in a 2nd business district; premises 619 North Sixth Street; on condition that no bottling be done on or about the premises; such use to be limited to the period ending two years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

REPORTS OF CITY OFFICERS

The following Reports of City Officers were received and ordered filed:

Superintendent of Weights and Measures for October, 1939.

Department of Buildings for October, 1939.

Clerk of First District Court for October, 1939.

Clerk of Second District Court for October, 1939.

Superintendent of Alms House for October, 1939.

City Clerk (2) for October, 1939.

Thomas F. Guthrie, Chief Clerk, 1st Criminal Court, for October, 1939.

Thomas F. Guthrie, Chief Clerk, Night Police Court Traffic for October, 1939.

Charles F. McGovern, Clerk 2nd Criminal Court, Part 1, for October, 1939.

Charles F. McGovern, Clerk 2nd Criminal Court, Part 2, for October, 1939.

Robert J. Beckley, Clerk 3rd Criminal Court for October, 1939.

Elizabeth S. Lewis, Clerk Family Court, for October, 1939.

City Treasurer for October, 1939.

Comptroller for September, 1939.

City of Newark, New Jersey
Department of Revenue and Finance

November 1, 1939. Legislature entitled "A further supplement of the Act entitled 'An Act to amend and revise the charter of the City of Newark N. J.' approved February 22, 1866" I herewith present a statement of the receipts and disbursements for the month of October, 1939:

To the Honorable
The Commissioners of the
City of Newark, N. J.
Gentlemen:

In accordance with the Act of the

RECEIPTS

Cash on hand September 30, 1939	\$6,960,131.07	
Received from Comptroller, October	2,944,873.99	
Transfer from Emergency Relief—Spec.	110,000.00	
		\$10,015,005.06

DISBURSEMENTS

By Warrant	\$3,480,908.73	
Without Warrant	727,465.75	
Returned Checks	4,558.96	
		4,212,933.44
Cash on hand October 31, 1939		\$5,802,071.62

Respectfully,

Vincent J. Murphy,

Director of Revenue and Finance.

By Joseph J. Kroehl.

REPORT OF CASH COLLECTED BY TAX RECEIVER

September, 1939

1939 Real Estate Tax	\$846,478.56	
Less Discounts	1,705.73	
		\$ 844,772.83
1939 Personal Tax	269,585.07	
Less Discounts	767.19	
		268,817.88
1939 N. G. Checks redeposited a/c 1939 Tax		3,529.10
1939 Refunds a/c 1939 Tax		1,556.87

Personal Arrears

1938 Tax	\$ 16,119.78	
1937 Tax	6,866.39	
1936 Tax	1,315.88	
1935 Tax	236.86	
1934 Tax	94.61	
1933 Tax	33.56	
1932 Tax	8.80	
		24,675.88

Real Estate Arrears and Assessments, "Regular"

1938 Tax	\$ 316,256.81
1937 Tax	71,783.02
1936 Tax	30,304.22
1935 Tax	8,000.68
1934 Tax	3,581.99
1933 Tax	1,308.85
1932 Tax	3,452.55
1931 Tax	460.38

435,148.50**Street Paving Assessments**

Pennsylvania Avenue	\$39.68
No. 11th Street	74.20
Webster Street	69.60
Walnut Street	45.69
Central Avenue	18.75
Madison Street	34.50
Florence Avenue	1.00
Homestead Park	5.00

288.42**Street Opening Assessments**

Bergen Street	\$79.65
Ivy Street	10.00

89.65

House Sewer Connections	523.30
Water Service Connections	25.80
Shade Tree	10.00
Sidewalks	28.82

965.99**Real Estate Arrears and
Assessments T/S Liens**

1938 Tax	8,251.41
1937 Tax	4,799.07
1936 Tax	6,041.12
1935 Tax	5,113.62
1934 Tax	4,313.55
1933 Tax	4,724.57
1932 Tax	3,808.92
1931 Tax	1,741.41
1930 Tax	47.10
1929 Tax	37.32
T/S Interest and Costs in Certificate	2,755.61

41,633.70**Street Paving Assessments**

South 10th Street	\$124.75
Bergen Street	14.34

139.09

Street Opening Assessments

Raymond Plaza	\$ 26.65	
Jones Street	23.96	
		<hr/> 50.61

Street Sewer Assessments

Grafton Avenue	26.25	
Snow Removal	14.65	
Assessment Interest T/S Liens	60.68	
		<hr/> 291.28

Miscellaneous Revenue**Licenses**

For Sale Alcoholic Beverages	\$ 682.54	
Ice Cream, Ice, Plumbing & Refuse	494.00	
General Licenses	4,510.52	
Dog Licenses	102.00	
		<hr/> 5,789.06

Fees and Permits

Tax Search Fees	550.50	
Transcript Fees for Births, Deaths, etc	364.00	
Building and Electrical Work Permits	2,963.23	
Towels, Soap, Bathing Suits, etc	2,290.28	
(Combustible Moving Picture, Garage, Miscellaneous, etc.	1,329.15	
Receipts for Patients Treated	978.91	
Jury and Listing Fees	3,009.25	
(Animal, Chicken, Plumbing (Permits and Miscellaneous (Fees	2,512.00	
Public Sewer Connections, Tap Fees D. P. A.	230.00	
		<hr/> 14,227.32

Fines

Magistrates	7,417.75	
Overdue and Lost Books	1,205.27	
		<hr/> 8,623.02

State and Other Aid

Lighting Appropriation	1,408.47	
------------------------------	----------	--

Bus Receipts Tax

Jitney Tax	17,383.80	
------------------	-----------	--

Leases and Rentals City Owned Property

Miscellaneous Rents	\$11,301.50	
Army Base Rental	8,333.34	
		<hr/> 19,634.84

Franchise Taxes

1939 Elizabethtown Consol. Gas Co.....	\$58.54	
Postal Telegraph Co.	5.83	
		<u>64.37</u>

Gross Receipts Taxes

Elizabethtown Consol. Gas Co.....	54.46
-----------------------------------	-------

Interest and Costs

1939 Real Estate Tax	8,098.30	
1939 Personal Tax	481.73	
Real Estate Arrears Taxes	57,400.79	
Real Estate Arrears Assessments	369.95	
Personal Arrears	3,250.44	
Sale Advertising Costs	1,702.00	
		<u>71,303.21</u>
		138,438.55

Miscellaneous Revenue Not Anticipated

Alms House	3.52	
City Home	106.80	
Convalescent Hospital	37.48	
Police Department	1,867.65	
Poll Tax	10.00	
Telephone Commissions	41.20	
City Hospital Junk	3.50	
Board of Health	29.46	
Board of Adjustment	5.65	
Street Cleaning, D. P. A.	43.02	
Puder & Puder Report	5.00	
Refunds, account Taxe Sale	68.79	
Refund Lodger Worker	2.00	
Vacation filing 1 and 2nd Streets	2.40	
Interest on Bank Deposits, 1928	11.59	
Personal Tax 1892	4.00	
		<u>2,242.06</u>

Dedicated Revenue

Outdoor Poor	850.00	
Printing and Stationery	2,624.22	
Water Rent	174,463.53	
Street Repairs	2,019.30	
Street Cleaning	134.00	
House Sewer Connections	1,896.51	
Docks	18,808.87	
Airport	11,614.49	
Shade Tree	44.59	
		<u>212,455.51</u>

Special Items of Revenue
Consent Comm. Local Government

Smoke Abatement Bureau Fees	421.00	
Farmers Market Fees	50.00	
Foreclosed Property Rents	112.00	
Board of Adjustment	190.00	
		<hr/>
		773.00

Special Items Leases and Rentals
City Owned Property

Pee Jay Corporation	416.66
---------------------------	--------

General Accounts

No. 200 Washington Street	833.33
Estate H. C. Jones	27.61
Redemptions	25,264.11
Premiums on City Tax Sale	16,876.10
School Account	248,356.82
Emergency Relief Special	514,755.83
Bonds Sold	1,125,000.00
Interest on Bonds Sold	31.26
Rayroll Refund City Hospital	14.55
Rayroll Refund Emergency Relief	62.05

Reserve for Foreclosed Property Rents

Federal Parking Station	505.00
Kim & Co.	4,400.00
50 Commerce Street	130.00
	<hr/>
Total Cash Collected	\$3,911,974.47
Minus Deposit to Adjust	22.63
	<hr/>
Total Deposited in Banks	\$3,911.951.84

A. J. Cozzolino for
 Director of Revenue and Finance.

Mayor Ellenstein: Due to the absence of Director Murphy we will dispense with balloting on candidate to fill the vacancy. Therefore, a motion to adjourn is in order.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

M. C. ELLENSTEIN
 JOS. M. BYRNE, JR.
 PEARCE R. FRANKLIN

The Board of Commissioners of
 The City of Newark, N. J.

H. S. REICHENSTEIN,
 City Clerk.

Newark, N. J., November 22, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 4:30 P. M., Standard Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented an Ordinance providing for the issuance of \$200,000 Water Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne: I move action on this ordinance be deferred for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to supplement and amend an or-

dinance entitled "An Ordinance concerning the operation and maintenance of open air parking stations in The City of Newark, and providing for the licensing thereof," adopted June 15, 1932, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne: I move action on this ordinance be deferred two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance relating to the business of moving used goods and chattels consisting of either furniture, household goods, pianos, office furniture, store fixtures, etc., and providing for licensing, regulating movers for hire and requiring permits to be obtained before such removal, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Murphy: I move action on this ordinance be deferred for four weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of

nty-two Thousand Four Hundred Dollars and Sixty-four Cents (\$22,400.64) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance, from November 1, 1939 to November 15, 1939, as follows:

Director's Office	\$ 1,341.65
Comptroller's Office	2,717.84
Auditor's Office	2,003.33
Treasurer's Office	1,007.04
Receiver of Taxes	3,778.18
Arrears Personal Taxes	1,501.98
Board of Assessment and Revision of Taxes	6,764.01
W. P. A. Tax Revaluation Project 5406-7	208.33
Board of Assessment for Local Improvements	869.98
First District Court	1,096.66
Second District Court	1,111.64
	<hr/>
	\$ 22,400.64

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand Five Hundred Thirty-three Dollars and Seventy-five Cents (\$2,533.75) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Tax Board\$2,533.75

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Million Tun Hundred Fifty-three Thousand Four Hundred Twenty-eight Dollars and Seventy-seven Cents (\$1,253,428.77) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Sinking Fund and
Interest\$1,253,428.77

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twelve Thousand Two Hundred Twenty Dollars and Eighty Cents (\$12,220.80) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:
Remission Prior Years

Taxes Granted by State
Board of Tax Appeals\$12,220.80

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eighteen Thousand Six Hundred Eighty Dollars and Twenty Cents (\$18,680.12) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 18.17
City Treasurer .....	.90
Reserve for Overpayments, Comptroller's Office	6,797.94
Tax Receiver	296.00
Reserve for Overpayments Tax Receiver's Office	11,523.14
The Sinking Fund Commis- sion of Newark, N. J.	27.00
Maintenance Foreclosed Properties	16.97
	<hr/>
	\$ 18,680.12

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Two Hundred Seventeen Thousand, Nine Hundred Fifty-eight Dollars and Eighty-four Cents (\$217,958.84) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department, from November 1 to 15, 1939, as follows:

Director's Office	\$ 395.83
License Division	714.57
Building Division	3,137.47

Electrical Division	2,009.48
First Criminal and Fam- ily Courts	1,104.16
Second Criminal Court	610.39
Third Criminal Court	354.16
Night Police Court	312.49
Police Division	129,812.42
Fire Division	79,507.87
	<hr/>
	\$127,958.84

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Hundred Fifty-one Dollars and Ninety-seven Cents (\$751.97) be and the same is hereby appropriated to the persons named on the annexed certifieid list, being the bills and claims of the Department of Public Safety, as follows:

License Division	\$751.97
------------------------	----------

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED: That the sum of Twenty Thousand Seven Hundred Fifty-five Dollars and Sixty-eight Cents (\$20,755 68) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

United States Social	
Hygiene	\$ 102.80
Outdoor oPor Department	100.00
Bureau of Baths	3,197.68
Emergency Relief—	
Administration	10,621.53
Bureau of Health	6,699.55
Emergency Relief—	
Administration	34.12
	<hr/>
	\$ 20,755.68

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Two Thousand Eight Hundred Ninety-one Dollars and Seven Cents (\$102,891.07), be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the first half of November, 1939, as follows:

Director's Office	\$ 1,566.65
Newark City Hospital (W	
PA Project 5410-7)	166.66
Bureau of Health	24,397.62
Newark City Hospital	24,008.66
Convalescent Hospital	1,930.32
Newark City Home	3,190.44
Bureau of Baths	5,303.15
Newark City Almshouse...	2,442.12
Ivy Hill Power Plant	2,732.41
Outdoor Poor Department..	2,159.98
Law Department	3,933.29
Board of Adjustment	470.00
Emergency Relief—	
Administration	30,589.77
	<hr/>
	\$102,891.07

Pearce R. Franklin
M. Ellenstein

Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Thirty-seven Dollars and Twenty-two Cents (\$237.22) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief Direct\$237.22

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: By the Board of Commissioners of The City of Newark, that the sum of Thirteen Thousand, Nine Hundred Twenty-one Dollars and Two Cents (\$13,921.02) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from November 1st to November 15th, 1939, as follows:

Director's Office	\$ 1,029.15
Smoke Abatement	179.16
Public Buildings	8,177.70
Public Buildings— City	
Owned Property	219.86
Weights and Measures	481.66

Printing and Stationery	261.85
Shade Tree	1,457.49
Central Purchase	1,905.82
W. P. A. Project 1485-7....	208.33

\$ 13,921.02

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark that the sum of Three Thousand Two Hundred Twenty-two Dollars and Eighty-four Cents (\$3,222.84) be and the same is hereby appropriated to the City Treasurer, same being the weekly payroll of the Department of Parks and Public Property for weeks ending November 15th and November 18th, 1939, as follows:

Shade Tree	\$2,020.84
Public Buildings	1,202.00

\$3,222.84

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark, that the sum of Fifteen Thousand, Six Hundred One Dollar and Twenty-two Cents (\$15,601.22) be and the same is hereby appropriated to the persons shown on the attached certified list, same being the bills and claims of the

Department of Parks and Public Property as follows:

Director's Office	\$ 23.66
Printing and Stationery....	242.74
Printing and Stationery, Dedicated Revenue	2,927.80
Printing and Stationery, Miscellaneous Advertis- ing	140.93
Smoke Abatement	22.99
Public Buildings	11,501.67
Weights and Measures	59.82
Weights and Measures, Reserve for Liabilities	5.85
W. P. A. Project 3-7-1066..	7.53
W. P. A. Project 3-7-5657..	30.15
Public Buildings City Owned Property	3.75
Bureau of Central Pur- chase	136.43
Shade Tree	485.90
W. P. A. Project 5011-7....	12.00

\$ 15,601.22

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Eight Hundred Seventy-six Dollars and Twenty Cents (\$876.20) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction	\$876.20
----------------------------	----------

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Five Thousand Eight Hundred Fifty-three Dollars and Seventeen Cents (\$105,853.17) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Motors	\$ 10,859.90
Streets	628.61
Contingent Account (Res. 5580)	70.00
Surveys	34.05
Doremus Avenue Bridge Reconstruction, General..	117.94
Street Cleaning	4,817.24
Street Cleaning (WPA Project 6409-7)	1,729.78
Public Lighting	31,697.78
City Clerk	197.80
Elections	231.50
Free Library	39,290.00
Newark Museum	10,700.00
Newark Airport	2,871.40
Newark Industrial Commission	110.22
Docks	454.09
Sewers	1,346.69
House Sewer Connections..	575.25
Water	120.87
	<hr/>
	\$105,853.17

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED That the sum of Thirty-seven Thousand, Eight Hundred Eighty-nine Dollars and Twenty-nine Cents (\$37,889.29) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending November 15, 1939:

Newark Airport	\$ 2,199.45
Bureau of Motors	3,020.46
Bureau of Streets	2,236.29
Bureau of Sewers	885.96
House Sewer Connections..	537.93
Bureau of Street Cleaning	18,348.11
Street Construction	758.15
Bureau of Docks	754.00
Bureau of Water	9,148.54
	<hr/>
	\$ 37,889.29

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, Six Hundred Eighteen Dollars and One Cent (\$4,618.01) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Project 3531-7)	\$4,493.01
Street Construction (WPA Project 3531-7) ..	125.00
	<hr/>
	\$4,618.01

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Twenty-one Dollars Ninety-seven Cents (\$421.97) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending November 13th, 1939:

Emergency Street Cleaning\$421.97

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Fifty-one Dollars and Sixty-nine Cents (\$151.69) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (WPA Project 6069-7)	
Boylan Street	\$109.50
Swimming Pool Construction (WPA Project 6069-7)	
Clifton Avenue	42.19
	<hr/>
	\$151.69

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not voting: Commissioner Byrne.

RESOLVED: That the sum of Forty-eight Thousand Eight Hundred Eighty-one Dollars and Sixty-nine Cents (\$48,881.69) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll, period November 1st-November 15th, 1939, both incl.:

Director's Office	\$ 1,452.07
Newark Airport	2,269.99
Bureau of Lighting	420.00
Bureau of Streets	6,102.41
Sidwalks	216.66
House Sewer Connections..	380.82
Bureau of Sewers	1,019.14
Bureau of Street Cleaning	4,206.57
Bureau of Surveys	3,209.16
Engineering Division	1,129.99
Bureau of Motors	1,927.63
Bureau of Water	19,432.88
Swimming Pool Projects	708.83
Bureau of Docks	1,095.00
Newark Labor Relations	
Board	390.00
Sewer Construction	782.07
Haynes Avenue Bridge	
Construction (General)..	200.00
Haynes Avenue Bridge	
Construction (PWA)	270.83
City Clerk	3,223.64
Elections	445.00
	<hr/>
	\$ 48,881.69

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED, By the Board of Commissioners of The City of Newark that the property of the following named corporations, and individuals, being located in The City of Newark on the assessing date, October 1, 1937, at the addresses stated and in the amounts set forth opposite each name, and properly assessable in the Taxing District of the City of Newark for the taxing year 1938, be proceeded

against in relation thereto as provided for in Section 54:3-20 of the Revised Statutes of New Jersey, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to file against each of the said corporations or individuals, hereinafter set forth, a complaint with the Essex County Board of Taxation, in manner and form as required by law to have the said omitted property of each of said corporations or individuals entered on the Tax Return of the Taxing District of The City of Newark for the taxing year 1938, and to serve all notices and do all things required under the aforesaid statutes:

A copy of the complaint shall be served upon the taxpayer by leaving the same as place of business or chief office in the City of Newark, or at the registered office of the corporation in New Jersey.

Name and location of Owner and Property.	Itemized	Amount of Personal Property—Total
Catholic Women's Service Association and Howard Savings Institution, 35 Lincoln Park	Land .....\$30,000 Buildings and Improvements .. 11,500	<hr/> \$41,500.00
Reiss Bros, Inc., 36-38 Broadway	Book accounts\$ 5,000 Merchandise, Materials, Equipment, and Machinery, etc ....20,000	<hr/> \$25,000.00
Samuel Friedman, 26-28 Broadway,	Stock, Ladies Wearing Apparel \$2,000 Fixtures, Shelving, etc. 500	<hr/> \$2,500.00

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of The City of Newark that property of the following named corporations located in The City of Newark on the assession date, Octo-

ber 1, 1937, at the addresses stated and in the amounts set forth opposite each name, and properly assessable in the Taxing District of The City of Newark for the taxing year 1938, be proceeded against in relation thereto as provided for in Section 54: 3-20 of the Revised Statutes of New Jersey, and the Director of Revenue and Finance be and he is hereby authorized and directed to file against each of the said corporations, herein-after set forth, a complaint with the Essex County Board of Taxation, in manner and form as required by law, to have the said omitted property of each of said corporations entered on the Tax Return of the Taxing District of The City of Newark for the Taxing Year 1938, and to serve all notices and do all things required under the aforesaid statutes.

A copy of the complaint as notice thereof shall be served upon the taxpayer by leaving same at place of business or chief office in the City of Newark or at the registered office of the corporation in New Jersey:

American Hawaiian Steamship Co.	\$ 2,402,193.22
American Radiator Company	35,472,144.57
American Steel Foundries	11,175,927.68
The Borden Company....	38,699,108.04
National Biscuit Company	29,871,234.82
Porto Rican- American Tobacco Co.	17,521,524.36
The Sperry & Hutchinson Co.	2,198,059.00
Sun Oil Company	31,101,675.67
A. G. Spaulding & Bros.	3,678,009.48

Underwood Elliott Fisher
Co. 15,649,999.10

International Business Machine
Corp.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, By the Board of Commissioners of The City of Newark, that the following resolutions be and the same are hereby rescinded.

Resolution No.	Adopted
5960	October 25, 1939
6003	November 1, 1939
6046	November 8, 1939
6074	November 15, 1939
6075	November 15, 1939
6076	November 15, 1939

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark, that pursuant to Local Budget Act, R. S. 40: 2-30 Transfers of Appropriations, that the Director of the Department of Revenue and Finance, be and he is hereby authorized to make

Following transfers to and from budget appropriations in the Department of Parks and Public Property:

From Public Buildings—City Owned Property, Other than Personal Service, to Public Buildings, Other than Personal Service	\$4,400.00
From Weights and Measures, Personal Service, to Public Buildings, Other than Personal Service	4,800.00
From Printing and Stationery, Personal Service, to Public Buildings, other than Personal Service	840.00
From Public Buildings, Personal Service, to Public Buildings, Other than Personal Service	900.00
From Smoke Abatement, Personal Service, to Smoke Abatement, Other than Personal Service	550.00
From Director's Office, Personal Service, to Shade Tree, Other than Personal Service	1,690.00
From Shade Tree, Personal Service, to Shade Tree, Other than Personal Service	3,000.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of The City of Newark,

that pursuant to Local Budget Act, R.S. 40: 2-30, Transfers of Appropriations, that the Director of the Department of Revenue and Finance be and he is hereby authorized to make the following transfer to and from budget appropriation, Gardening and Canning of Produce:

Two thousand five hundred dollars (\$2,500.00) from the contribution for the Works Progress Administration appropriation in the Department of Public Affairs, to contribution for the Works Progress Administration appropriation in the Department of Public Works, City Home for the operation of Project Number 157-3E-11 located at the Newark City Home, Verona, N. J. Work will be done on 3 cottage dormitories, kitchen, dining hall, administration building, gymnasium, print shop, class rooms, development of play fields, erection of link belt fence and other improvements on the grounds and buildings of the institution, which are owned by the City of Newark. The work will include carpentry repairs, electrical wiring, painting and decorating.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark that pursuant to Local Budget Act R. S. 40: 2-30, Transfers of Appropriations, that the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to make the following transfers from and to budget appropriations:

\$1,000 from Convalescent Hospital (personal service) to Director's Office, Department of Public Works (other than Personal Services);

\$1,000 from Newark City Alms House (Other than Personal Services) to Ivy Hill Power Plant (other than Personal Services);

\$2,000 from Newark City Hospital (Personal Services) to the Newark City Home (other than Personal Services);

\$4,000 from Bureau of Public Baths (Personal Service) to Bureau of Public Baths (other than Personal Services).

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark, that pursuant to Local Budget Act, R. S. 40: 2-30, Transfers of Appropriations, that the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to make the following transfer to and from budget appropriations

Ten Thousand Dollars (\$10,000.00) from Bureau of Lighting—Other than Personal Services — to Bureau of Street Cleaning—Personal Services.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark that pursuant to Local Budget Act R. S. 40: 2-30, Transfers of Appropriations, that the Director of Revenue and Finance be and he is hereby authorized and directed to make the following transfers to and from budget appropriations:

From:

Municipal Board of Alcoholic Beverage Control, (Personal Services) Department of Public Safety
\$1,204.00

To:

Municipal Board of Alcoholic Beverage Control (Other than Personal Services) Department of Public Safety, \$1,204.00.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

RESOLVED, By the Board of Commissioners of the City of Newark that pursuant to Local Budget Act R. S. 40: 2-30, transfers of appropriations, that the Director of Revenue and Finance be and he is hereby authorized to make the following transfers to and from Budget Appropriations in the

Department of Revenue and Finance

Personal Arrears:

Personal Service\$ 600.00
To Director's Office Other than
Personal Service\$600.00

Tax Board:

Personal Service\$2,900.00
To Comptroller's Office — Person-
el Service\$2,900.00

Auditor's Office:

Personal Service\$1,000.00
To Auditor's Office — Other than
Personal Service\$1,000.00

Personal Arrears:

Personal Service\$500.00
To Comptroller's Office—Other than
Personal Service\$500.00

Tax Board:

Personal Service\$800.00
To Tax Board — Other than Per-
sonal Service\$800.00

Tax Board:

Personal Service\$3,600.00
To Tax Receiver — Personal Ser-
vice\$3,600.00

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the
following resolutions:

RESOLVED: By the Board of Com-
missioners of the City of Newark that
pursuant to Local Budget Act R. S.
40:2x30, Transfer of Appropriations,
that the Director of the Department
of Revenue and Finance be and he is
hereby authorized to make the fol-

lowing transfrs to and from budget
appropriations:

Fifteen Thousand Dollars (\$15,000.00)
from City Hospital (Personal Ser-
vice) to City Hospital (Other than
Personal Service).

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Com-
missioners of The City of Newark
that pursuant to Local Budget Act R.
S. 40: 2-30, Transfers of Appropria-
tions, that the Director of the De-
partment of Revenue and Finance be
and he is hereby authorized to make
the following transfers to and from
budget appropriations:

\$1,000 from Convalescent Hospital
(Personal Service) to Direct-
or's Office (Other than Person-
al Service).

\$1,000 from Newark City Alms House
(Other than Personal Service)
to Ivy Hill Power Plant (Oth-
er than Personal Service).

\$2,000 from Newark City Hospital
(Personal Service) to the New-
ark City Home (Other than
Personal Service).

\$4,000 from Bureau of Public Baths
(Personal Service) to Bureau
of Public Baths (Other than
Personal Service).

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, an emergency has arisen with respect to the relief of the poor in the City of Newark; and,

WHEREAS, no adequate provision was made in the 1939 budget for the aforesaid purpose; and,

WHEREAS, R. S. Section 40: 2-31 provides for the creation of an emergency appropriation for the purpose above mentioned; and

WHEREAS, the total amount of emergency appropriations created during the fiscal year, 1939, including the appropriation to be created by this resolution, is \$4,653,200.00, and three per centum of the total current operating appropriations in the budget for 1939, is \$495,209.63.

1. NOW, THEREFORE, BE IT RESOLVED, that an emergency appropriation for said purpose be and the same is hereby made pursuant to R. S. Section 40: 2-31 in the total amount of One Million \$1,000,000).

1A. BE IT FURTHER RESOLVED that said appropriation shall be provided for in full in the 1940 budget; and,

1B. BE IT FURTHER RESOLVED That an "Emergency Note" or "Emergency Notes" not in excess of the above amount be hereby authorized pursuant to R. S. Section 40: 2-31 and in accordance with the provisions of R. S. Sections 40: 2-40 and 40: 2-43 to 40:2-46; and,

1C. BE IT FURTHER RESOLVED

that said note or notes shall be dated November 24, 1939, and shall be payable December 31, 1940, and may be renewed from time to time, but any renewals thereof shall be payable on or before December 31, 1940,, and that said note or notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and shall be payable at maturity, and that the Director of the Department of Revenue and Finance be and he hereby is authorized to sell said note or notes at not less than par and accrued interest, and to determine, within the limitations prescribed by this resolution, the rate of interest to be borne by said note or notes and the denominations of said notes, and that the officers hereinafter authorized to execute said note or notes be and they hereby are authorized to issue such note or notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said note or notes, and that said note or notes are within every debt and other limit prescribed by the Constitution or statutes of New Jersey, and that it be and hereby is recited and determined that the appropriation made by this resolution is required to meet a pressing need for public expenditure to provide for the relief of the poor of said City.

1D. BE IT FURTHER RESOLVED That said note or notes shall be signed by Vincent J. Murphy, as Director of the Department of Revenue and Finance of said City and shall be countersigned by Meyer C. Ellenstein, as Mayor, and by Eugene Farrell, as Acting City Auditor, and that said note or notes shall be sealed with the corporate seal of said City and shall be attested by Harry S. Reichenstein, as City Clerk of said City.

1E. BE IT FURTHER RESOLVED That a copy of this resolution be filed forthwith with the Commissioner of Local Government.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the \$425,000 Emergency Notes of The City of Newark, dated August 23, 1939, payable November 24, 1939, heretofore issued pursuant to the resolutions adopted by the Board of Commissioners on the 15th day of June, 1939, and the 19th day of July, 1939, and the 26th day of July, 1939, are outstanding, and there are no funds in the City Treasury which are available for the payment of said notes, and the Board of Commissioners desires to renew said notes as hereinafter provided; NOW, THEREFORE,

The Board of Commissioners of The City of Newark Do Resolve as follows:

Section 1. For the purpose of renewing said outstanding \$425,000 Emergency Notes dated August 23, 1939, payable November 24, 1939, there shall be issued, pursuant to the Local Budget Law of New Jersey, notes of The City of Newark of the aggregate principal amount of \$425,000, to be designated "Emergency Notes." Said notes shall be dated the 24th day of November, 1939 and shall be payable the 24th day of February, 1940, and shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and shall be payable at maturity.

Section 2. Each of said notes shall be signed by Vincent J. Murphy, as Director of the Department of Revenue and Finance of said City, and shall be countersigned by Meyer C. Ellenstein, as Mayor and by Eugene

Farrell, as Acting City Auditor, and shall be sealed with the corporate seal of said City, and said note and said seal shall be attested by Harry S. Reichenstein, as City Clerk of said City. Said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with the law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

Section 3. The power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 4. Said Director of the Department of Revenue and Finance is hereby directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Section 5. All moneys borrowed by the issuance of said notes shall, to the amount necessary, be applied to the payment of the principal of said outstanding \$425,000 Emergency Notes, dated August 23, 1939, payable November 24, 1939.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, an emergency has arisen with respect to the expenses in connection with the investigation and examination of petitions filed with the City Clerk, with reference to the change of the form of government of the City of Newark, which involved the expenditure of:

\$3,650 for checking of the said petitions,

\$2,000 Supreme Court Commissioner's fees,

\$1,000 Stenographers' fees,—and a further expenditure of

\$2,000 for pay-roll, and

\$1,000 incidental expenses in connection with the General Election of 1939; and,

WHEREAS, no adequate provision was made in the 1939 Budget for the aforesaid purpose; and,

WHEREAS, R. S. 40: 2-31 provides for the creation of emergency appropriation for the purpose above mentioned; and,

WHEREAS, the total amount of emergency appropriations created including the appropriation to be created by this resolution is Two Hundred and Nine Thousand Five Hundred and Three Dollars and Nineteen Cents (\$209,503.19), and three per cent of the total current operating appropriations in the Budget for 1939 is Four Hundred Ninety-five Thousand Two Hundred and Nine Dollars and Sixty-three Cents (\$495,209.63);

1. NOW, THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that an emergency appropriation be and the same is hereby made pursuant to

P. S. 40:2-31 (1) in the total amount of Nine Thousand Six Hundred and Fifty Dollars (\$9,650.), as follows:

Personal services — Three Thousand Five Hundred Dollars, \$3,500.00

Other than Personal Services — Six Thousand One Hundred and Fifty Dollars, \$6,150.00;

and,

1A. BE IT FURTHER RESOLVED That said appropriations shall be provided for in full in the 1940 budget; and,

1B. BE IT FURTHER RESOLVED that an "Emergency Note" not in excess of the above amount be hereby authorized pursuant to R. S. 40:2-31 and in accordance with the provisions of R. S. 40:2-40 and 40:2-41 and 40:2-43 to 40:2-46; and,

1C. BE IT FURTHER RESOLVED That said note shall be dated November 24th, 1939, may be renewed from time to time, and such note and any renewals thereof shall be payable on or before December 31, 1940; and,

1D. BE IT FURTHER RESOLVED That such note shall be executed by the Director of the Department of Revenue and Finance, and countersigned by the Acting Auditor of the City of Newark; and,

1E. BE IT FURTHER RESOLVED, that a copy of this resolution be filed forthwith with the Commissioner of Local Government.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called; the resolution was declared adopted by the following votes:

eas Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Frank J. Jackson was the owner of the premises at 141 Fourth Avenue, Newark, New Jersey, Block 529, Lot 34, on October 1st, 1936, and on October 1st, 1937, and was assessed for same by the City of Newark at a valuation of \$3,100.00 for the years 1937 and 1938, being \$1,100.00 on Land and \$2,000.00 on Improvements; and,

WHEREAS, Frank J. Jackson is an Honorably Discharged veteran and is entitled to a total annual exemption of \$500 from the assessed valuation of his real and personal property;

WHEREAS, the said Frank J. Jackson had not received the exemption of \$500.00 on his real or personal property for the years 1937 and 1938;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the said Frank J. Jackson be granted the exemption of \$500.00, tax \$18.45 from the assessed value of his real estate 141 Fourth Avenue, Block 529, Lot 34 for the year 1937, and that he also be granted the exemption of \$500.00, tax \$23.05 from the assessed value of his real estate, Block 529, Lot 34, 141 Fourth Avenue, for the year 1938, and that the Comptroller be and he is hereby authorized to change his records accordingly.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein

Mayor Ellenstein offered the following resolutions:

WHEREAS, the Newark Housing Authority is planning the construction of several housing projects; and,

WHEREAS, the said Newark Housing Authority has requested The City of Newark to vacate streets located in the said project areas; and,

WHEREAS, it is the desire of The City of Newark to cooperate with the Newark Housing Authority in connection with the construction of the housing projects;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that if and when the Newark Housing Authority shall obtain title to all of the properties located in the following housing projects:

Orange and Nesbitt Streets site—
N. J. 2-5A;

Waverly and Badger Avenues—N. J. 2-8;

Roanoke Avenue—N. J. 2-7;

that the Board of Commissioners will adopt ordinances providing for the vacating of the following streets, as herein described:

- (a) Sheffield Street, from a point on the east side of Sheffield Street 180.80 feet north of the intersection of Sheffield Street and Sussex Avenue to the intersection of James Street.
- (b) Lentz Avenue, from Roanoke Avenue to Horatio Street.
- (c) Roanoke Place, from Roanoke Avenue to Lentz Avenue.
- (d) Roanoke Avenue, from Hawkins Street to a point on Roanoke Avenue to be determined by the Engineering Department of the City of Newark, at which point will be

the intersection of the revised lay-out of Roanoke Avenue to Hawkins Street.

- (e) Badger Avenue, from the north side of Rose Street to the south side of Waverly Avenue.

AND, BE IT FURTHER RESOLVED, That the aforesaid ordinances will be adopted on consideration and with the understanding that the Newark Housing Authority will dedicate and convey to The City of Newark such land as may be necessary for the following purposes:

1. Re-location of Roanoke Avenue.
2. Widening of Nesbitt Street and Sussex Avenue, where these streets adjoin and Nesbitt and Orange Streets site.
3. Widening of Orange Street, from Boyden Street to Nesbitt Street.
4. Widening of James Street, from Boyden Street to Nesbitt Street.
5. Widening of Boyden Street, from James Street to Orange Street.

AND, BE IT FURTHER RESOLVED, That the aforesaid ordinances shall contain a clause reserving to The City of Newark and to the utility companies now using the said streets the right of ingress and egress, for the purpose of laying or re-laying or repairing water or sewer mains by The City of Newark, and the laying or re-laying or repairing of the various utilities operated by the utility companies, and now located in or upon the above described premises.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Newark Housing Authority is planning the construction of various housing projects, among which projects are the Orange and Nesbitt Streets site—N. J. 2-5A, and the Waverly and Badger Avenues site—N. J. 2-8; and,

WHEREAS, the Newark Housing Authority has requested The City of Newark to re-zone certain portions of the territory within the above mentioned sites; and,

WHEREAS, it is the desire of the City of Newark to cooperate with the Newark Housing Authority in connection with the construction of the housing projects;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that if and when the Newark Housing Authority shall have obtained title to all of the properties located in the housing projects known as the Orange and Nesbitt Streets site—N. J. 2-5A, and the Waverly and Badger Avenues site—N. J. 2-8, that the Board of Commissioners will amend the ordinance entitled, "Zoning Ordinance of The City of Newark," adopted January 8, 1930, and to include within the Third Residence District, as shown on the Zoning Map, the several areas hereinafter described:

- (a) Bounded northerly by Waverly Avenue; easterly by Livingston Street; southerly by Rose Street; and westerly by Jelliff Avenue; being Blocks Numbers 2578 and 2579.
- (b) Bounded northerly by Roanoke Avenue; southerly by the northerly line of the New York Bay Railroad right-of-way; westerly by Hawkins Street; being Block Number 2376.

(c) Bounded northerly by James Street; easterly by Sheffield Street; and southerly and westerly by Sussex Avenue and Nesbitt Street; being Block Number 2834.

(d) Beginning at a point in the easterly line of Sheffield Street distant 180.80 feet northerly from Sussex Avenue; thence running along the easterly line of Sheffield Street to James Street; thence easterly along James Street to Boyden Street; thence southerly along Boyden Street to a point distant 216.61 feet north of Sussex Avenue; thence westerly to the point of Beginning; being the northerly portion of Block Number 2833.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Frank Grad & Sons, Inc. did institute a suit against the City of Newark in the Essex County Circuit Court for architectural and engineering fees, totaling \$8,847.46, allegedly due it as of June 21, 1939, for services rendered in connection with the local swimming pool projects, known as Hayes Park West, Hayes Park East, Boylan Street, and Clifton and Seventh Avenues projects; and,

WHEREAS, the said Court has judicially determined that Frank Grad & Sons, Inc. is entitled to payment of the said claim of \$8,847.46, together with lawful interest thereon, to be computed from June 21, 1939, with costs of suit to be taxed, and accordingly has entered a judgment against the City; and,

WHEREAS, the said sum of \$8,847.46, plus interest from June 21, 1939 to November 15, 1939, amounting to \$211.68, and taxed costs of \$87.79, total \$9,146.93;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the sum of \$9,146.93 be and the same is hereby appropriated to the said Frank Grad & Sons, Inc., and that the Director of the Department Revenue and Finance be and he is hereby directed and authorized to pay from funds available for the construction costs of the said swimming pool projects, the said sum of \$9,146.93 to the said Frank Grad & Sons, Inc., upon the filing by it with the Law Department, and its approval of a proper warrant of satisfaction discharging the said judgment.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Murphy offered the following resolution:

WHEREAS, the New Jersey Chapter No. 1, of American Institute of Real Estate Appraisers and the Real Estate Board of Newark has offered to furnish certain services to the City of Newark, in the nature of information, instructions, materials, etc., concerning the appraisal of lands and buildings and property generally and methods in relation thereto, for the purpose of and in connection with the assessment of property by the City, and which services shall be furnished to the Department of Revenue and Finance and information and instruc-

tion in the methods of appraisal to employees of the said department to be designated by the Director thereof, to the number of 37, at a cost of \$925.00, to be inclusive of all services and materials; and,

WHEREAS, the said Director deems it necessary and to the advantage of the City to contract for the aforesaid services;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of Revenue and Finance be and he is hereby authorized to contract for and on behalf of the City with the New Jersey Chapter No. 1 of American Institute of Real Estate Appraisers and the Real Estate Board of Newark for the services aforesaid at a cost of \$925.00, and which contract shall be subject to conditions required by the said Director, approved as to form by the Law Department, and he is authorized to make payment in manner to be set forth in the contract.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, on February 4th, 1939, Nathan Shapiro was convicted before the Honorable William O. H. McEnroe, Judge of the Night Police Court of the City of Newark, on a charge of violating Section 21, Sub-division (e) of a Municipal Ordinance of the City of Newark, entitled, "An Ordinance concerning the regulation of vehicles commonly known as 'wrecker' and the licensing of the owners and

drivers thereof," as adopted September 12, 1934 and amended November 7th, 1934; and upon his conviction paid a fine of Ten Dollars (\$10.00) under protest, which said fine was deposited with the Treasurer of the City of Newark, — (Director of Revenue and Finance) by the Clerk of the said Court; and,

WHEREAS, on September 22, 1939, the aforementioned conviction was set aside by the Honorable Daniel Brennan, Judge of the Essex County Court of Common Pleas, and the aforementioned fine of Ten Dollars (\$10.00) was ordered to be remitted to the said defendant, Nathan Shapiro;

NOW, THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to remit and return to the said Nathan Shapiro the said sum of Ten Dollars (\$10.00), representing the aforesaid fine, in accordance with the order of the said Honorable Daniel Brennan.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The City Clerk has approximately one hundred (100) books containing records of births, marriages and deaths, and other records contained in books which are in a bad condition, and which records are of a permanent nature, and by law the City Clerk is compelled to maintain such records in good condition; and,

WHEREAS, an appropriation is

contained in the budget for 1939 in the sum of Fifteen Hundred Dollars (\$1,500.00) for the rebinding and re-conditioning of such books; and,

WHEREAS, the City Clerk, because of the constant use of these books by persons who have an interest in such records, the books cannot be re-bound and re-conditioned in the ordinary manner, and it will be necessary that one or two books be re-bound and re-conditioned at a time and over a week-end of Saturday or Sunday, so that the books will always be available on the other week-days;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the City Clerk be and he is hereby authorized to proceed with the re-conditioning and re-binding of the aforesaid books in the manner aforesaid, that is, that the work will be done as the use of the books will permit, as above stated.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering plumbing material, painting material and miscellaneous hardware materials for WPA Project, Museum Extension, Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering snow plows, 1:2:3 and 1:3:6 ready mixed concrete, hot grade J. broken stone, bituminous sand, sheet asphalt binder mixture, fine aggregate asphalt concrete mixture, refined asphalt cement, sold mixed asphalt concrete, tar cold patch material, Radial metal curb, City Highway basin heads, mineral joint filler, H. E. S. Portland cement, all for Department of Public Affairs; oil burners and motor cycles for the Department of Public Safety; International Tractor for Shade Tree Division, Department of Parks and Public Property, and International Truck for Relief Administration, Department of Public Works.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of New-

ark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering milk and cream; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

NEWARK MILK AND CREAM CO.
—Newark, N. J.

(Department of Public Works) (For a period of three months).

Approx. 78,000 qts. milk, Grade A—
40 qt. cans @ \$.1215 qt.
Grade B—40 qt. cans @ \$.099 qt.

Approx. 4,000 qts. milk, Grade B—
40 qt. cans @ \$.099 qt.

Approx. 1,800 qts. Milk, Grade A—1
qt. bot. @ \$.1395 qt.
Grade B—1 qt. bot. @ \$.1125 qt.

Approx. 600 qts. Buttermilk, 1 qt.
bot. @ \$.0765 qt.

Approx. 45 bot. Cream, heavy—1 pt.
bot. @ \$.324 pt.

Approx. 200 bot. Cream, Heavy— $\frac{1}{2}$ pt.
bot. @ \$.18 $\frac{1}{2}$ pt.

Approx. 700 qts. Cream, Heavy—1 qt.
bot. @ \$.594 qt.

BORDEN'S FARM PRODUCTS OF
NEW JERSEY, INC—
New York City.

(Department of Public Works) (For a period of one month).

Approx. 26,000 qts. Milk, Grade A—
40 qt. cans @ \$.1215 qt.
Grade B—40 qt. cans @ \$.099 qt.

Approx. 1,300 qts. Milk, Grade B—
40 qt. cans @ \$.099 qt.

Approx. 600 qts. Milk, Grade A—1
qt. bottles @ \$.1395 qt.
Grade B—1 qt. bot. @ \$.1125 qt.

Approx. 200 qts. Buttermilk, 1 qt.
bot. @ \$.0765 qt.

Approx. 15 bot. Cream, Heavy—1 pt.
bot. @ \$.324 pt.

Approx. 90 bot. Cream, Heavy— $\frac{1}{2}$ pt.
bot @ \$.18 $\frac{1}{2}$ pt.

Approx. 200 qts. Cream, Heavy—1 qt.
bot. @ \$.594 qt.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Public Service Coordinated Transport has agreed, pursuant to terms of agreement, copy of which is hereto attached and made part hereof, to grant permission to The City of Newark to use certain transport poles, located at the intersection of Market and Broad Streets, in the City of Newark, for the erection of traffic signals;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of The City of Newark that the Acting Director of the Department of Public Safety and the City Clerk be and they are hereby authorized and empowered to sign the agreement between Public Service Coordinated Transport and The City of Newark, copy of which agreement is attached hereto and made part hereof.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, the Associated Humane Societies of New Jersey is organized for the purpose of conducting a general pound for dogs, and it has been engaged over a period of several years by The City of Newark to care for stray animals under an agreement wherein The City of Newark pays the said Associated Humane Societies of New Jersey Seven thousand five hundred dollars (\$7,500.00) per year; and

WHEREAS, the Director of the Department of Parks and Public Property recommends that this agreement be renewed for a period of one year;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to contract for one (1) year, from January 1, 1940, with the Associated Humane Societies of New Jersey, for the care of stray animals during the year 1940, for the sum of

Seven thousand five hundred dollars (\$7,500.00), to be paid by The City of Newark; and to execute the agreement, said agreement to be in accordance with the terms of the present contract, and approved as to form by the Law Department.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Director of the Department of Parks and Public Property submits the items, as hereinafter set forth, as obligations incurred by his department, all of which were necessary in the conduct of its affairs and recommended by the Director, who certifies as to correctness.

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the following purchases of materials, supplies and labor, by authority of the Director of the Department of Parks and Public Property, be and the same are hereby approved:

Director's Office

Bennett Oil Co., gasoline, oil, etc	\$ 23.66
--	----------

City Treasurer, postage.....	12.00
------------------------------	-------

Division of Printing and Stationery, supplies	24.20
---	-------

Central Purchase

City Treasurer, postage	94.21
-------------------------------	-------

Division of Printing and Stationery, supplies	124.65
---	--------

Printing and Stationery, Dedicated Revenue		Division of Printing and Sta- tionery, supplies	5.85
Addressograph Sales Agency, service and parts	5.35	Insurance Fund Commission, fire insurance	5,326.89
Newark Typewriter Repair Shop, typewriter repairs	31.10	Max S. Kotler, furnishing and installing locks	4.85
Slifer Typewriter Co., type- writer rental	9.00	M. Lakind, furnishing and installing glass	4.00
Underwood Elliott Fisher Co., service and repairs....	8.19	N. J. Bell Telephone Co. switchboard and direct wires service	1,070.37
F. Enderlun & Son, book Bind- ing	5.00	Dr. Chas. Restaino, pro- fessional services	15.00
Newark Evening News, bound vols.	20.25	The Watts-Campbell Co., repairs to engine	140.00
Newark Sunday Call, bound vols.	6.80	Weights and Measures	
Woodstock Typewriter Co., typewriter rentals	39.38	Bennett Oil Co., gasoline and oil	14.04
Printing and Stationery, Miscellaneous Advertising		Insurance Fund Commission, difference on insurance .....	.78
Newark Evening News, miscellaneous advertising..	55.87	W. E. Reed, trial purchase....	15.00
Newark Morning Ledger, miscellaneous advertising..	25.42	Superior Garage of Newark, Inc., storage and service....	30.00
Newark Star Eagle, miscellaneous advertising..	47.74	W. P. A. Project No. 3-7-5657	
Newark Sunday Call, miscellaneous advertising..	11.90	Brenner Desk Co., rental of furniture	30.15
Smoke Abatement		Division of Printing and Sta- tionery, stationery sup.	40.62
Bennett Oil Co., gasoline and oil	17.99	Public Buildings, City Owned Property	
Division of Printing and Sta- tionery, supplies	20.00	Department of Public Affairs, Water rent of water for sprinkler system	3.75
Public Buildings		Shade Tree	
Bradley Boiler Works, fur- nishing tube for boiler	14.95	Carl Bannwart, incidentals	6.97
		Bennett Oil Co., gasoline and oil	117.33

Cornelius J. Cronin, transportation, etc	5.00	W. P. A. Project No. 5011-7	
DeCozen Motor Co., automobile repairs	28.63	Underwood Elliott Fisher Co. typewriter rentals	12.00
George L. Dennis Co., oil burner repairs	23.00	Jos. M. Byrne, Jr. M. Ellenstein Pearce R. Franklin Vincent J. Murphy	
Foley Chevrolet Motor Sales Co., truck repairs	17.18	The roll being called, the resolution was declared adopted by the following votes:	
Division of Printing and Stationery, supplies	1.96	Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.	
William C. Hicks, transportation, etc.	3.00	Mayor Ellenstein offered the following resolution:	
Walter R. MacPherson, transportation, etc.	5.00	RESOLVED, that the compensation of the following Blacksmith's Helpers in the Department of Public Affairs be and the same hereby is increased from 85 cents per hour to \$1.00 per hour, the prevailing rate of wages for this class of labor, effective November 16, 1939:	
R. A. McDonough & Co., tire repairs	3.15		
Newark Glass Co., glass replaced	12.60		
Solomon Newbarth, transportation, etc.	5.00	Name	Bureau
N. J. Bell Telephone Co., telephone service nursery..	5.00	Bernard Brady	Street Cleaning
Public Service Elec. & Gas Co., electric current	26.74	Emil Feick	Street Cleaning
Dr. Chas. F. Rastaino, medical compensation	3.00	Christopher C. Fuller,	Street Cleaning
Andrew J. Sweeney, transportation, etc.	5.00	William J. Hector,	Street Cleaning
Hugh P. Sweeney, transportation, etc	5.00	Frank P. Hoch	Street Cleaning
Patrick H. Tansey, transportation, etc	5.00	Chas. Schaufler	Street Cleaning
W. P. A. Project No. 1485-7		Gordon H. Fleming	Motors
Division of Printing and Stationery, supplies	35.71	Henry J. Grohs	Motors
		Richard V. Lutz	Motors
		Thomas Triquet	Motors
		M. Ellenstein Pearce R. Franklin Jos. M. Byrne, Jr. Vincent J. Murphy	
		The roll being called, the resolution was declared adopted by the following votes:	
		Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.	

Commissioner Byrne offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark, that the following changes appearing in the payrolls of the Department of Parks and Public Property for the second half of November, the first half of December, 1939, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS

John Gyllenhanmer, temporary Stationery Engineer, services terminated, effective November 16th, 1939.

Josephine Nestor, temporary Telephone Operator, services terminated, effective November 16th, 1939.

James Crummy, Cleaner, granted a three months' extension of time on his leave of absence, without pay effective December 1st, 1939; as per his request.

Patrick Toal, temporarily appointed Fireman at a salary of \$3,000.00 per annum, effective November 16th, 1939. Mr. Toal has been appointed for relief work for a short period of time.

ANNUAL VACATIONS, WITH PAY,
GRANTED EFFECTIVE ON DATES
SHOWN:

DIRECTOR'S OFFICE

Edna M. Holdsworth, Executive Clerk, one day, November 24, 1939

SHADE TREE

Richard H. Bartz, Laborer, 7 days, November 23, 1939.

Nathan Feldstein, Laborer-Tree Climbing, 3 days, November 21, 1939.

Ida Freund, Attendant, 4 days, November 13, 1939.

John Prendergast, Laborer, 5 days, November 13, 1939.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Helen Michaluszek, of 248 Bruce Street, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark on July 7, 1939, for a Plenary Retail Consumption License, and did deposit with the Clerk of the said Board the sum of Five hundred dollars (\$500.00) at the time of the filing of said application; and

WHEREAS, on July 13, 1939, the Municipal Board of Alcoholic Beverage Control of the City of Newark did grant said license to the said Helen Michaluszek for the period of 1939-1940; and

WHEREAS, the said Helen Michaluszek is now entitled to a refund of sixteen dollars and forty-four cents (\$16.44);

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the said sum of Sixteen dollars and forty-four cents (\$16.44) be and the same is hereby ordered paid to the said Helen Michaluszek, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Helen Michaluszek the sum of sixteen dollars and forty-four cents (\$16.44) for the reason hereinbefore set forth.

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Ciriaco D'Alois, of 446 North Fifth Street, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark, on June 29th, 1939, for a Plenary Retail Consumption License, and did deposit with the Clerk of the said Board at the time of the filing of said application, the sum of Five hundred dollars (\$500.00); and

WHEREAS, on July 6, 1939, the Municipal Board of Alcoholic Beverage Control of the City of Newark did grant said license to the said Ciriaco D'Alois for the period of 1939-1940; and

WHEREAS, the said Ciriaco D'Alois is now entitled to a refund of six dollars and eighty-five cents (\$6.85);

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the said sum of Six dollars and eight-five cents (\$6.85) be and the same is hereby ordered paid to the said Ciriaco D'Alois, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Ciriaco D'Alois the sum of six dollars and eighty-five cents (\$6.85) for the reason hereinbefore set forth.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

the roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on June 30, 1939, Samuel Miller of 307 Mulberry Street, Newark, did file an application for the transfer of a Plenary Retail Distribution License held by the Firemen's Pharmacy, Inc., to him, and did deposit therewith the sum of Fifty-five dollars (\$55.00) to effect such transfer; and

WHEREAS, the said Samuel Miller did file an application for the renewal of the Plenary Retail Distribution License thus to be transferred, and deposited the sum of Five hundred dollars (\$500.00), as fee for the Plenary Retail Distribution License for the fiscal year 1939-1940, on the renewal of the transfer in the name of Samuel Miller; and

WHEREAS, on July 27, 1939, Samuel Miller withdrew his application for the transfer and renewal; and

WHEREAS, The City of Newark is entitled to retain the transfer fee of Fifty-five dollars (\$55.00) deposited by the said Samuel Miller; and is entitled to retain ten per centum (10%) of the Five hundred dollars (\$500.00) deposited for the renewal in accordance with the statute made and provided, (R. S. 33:1-25 and Instructions No. 2, Pamphlet Rules, page 14); and

WHEREAS, the said Samuel Miller is now entitled to a refund of Four hundred and fifty dollars (\$450.00);

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the said sum of Four hundred and fifty dollars (\$450.00) be and the same is hereby authorized and directed to return to the said Samuel Miller the said sum

of Four hundred and fifty dollars (\$450.00) for the reason hereinbefore set forth.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, an emergency has arisen with respect to relief of poor in connection with the bus transportation for relief of persons on W. P. A. projects outside the City of Newark; and

WHEREAS, adequate provision was not made in the 1939 Budget for the aforesaid purpose; and

WHEREAS, R. S. 40:2-41, Chapter 23, P. L. 1939, provides for the creation of an emergency appropriation for the purpose above mentioned; and

WHEREAS, the total amount of emergency appropriations created for this purpose, including the appropriation to be created by this resolution, is Three million six hundred fifty-three thousand two hundred dollars (\$3,653,200);

1. NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of The City of Newark, that an emergency appropriation be and the same is hereby made pursuant to R. S. 40:2-31, Chapter 23, P. L. 1939, in the total amount of Nine thousand dollars (\$9,000);

1A. BE IT FURTHER RESOLVED, that said appropriation shall be provided for in full in the 1940 Budget; and

1B. BE IT FURTHER RESOLVED,

that an "Emergency Note" not in excess of the above amount be hereby authorized pursuant to R. S. 40:2-31 and in accordance with the provisions of R. S. 40:2-40 and 40:2-43 to 40:2-46; and

1C. BE IT FURTHER RESOLVED, that the said note shall be dated November 23, 1939, may be renewed from time to time, and such note and any renewals thereof shall be payable on or before December 31, 1940; and

1D. BE IT FURTHER RESOLVED, that a copy of this resolution be filed forthwith with the Commissioner of Local Government.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs, has filed a project application with the National Youth Administration to provide part time employment for one hundred and two (102) female colored youth between 18 and 25 years of age to be taken from the relief rolls of the City, to be employed on a home-making project which will entail training in home economics, the management and care of a house and the operation of a complete demonstration center, which will include a modern kitchen, living room, recreation room, bedroom and dining room. The training offered at this center will be available to all female youths employed on N. Y. A. projects in the City and will include classes in handicraft such as knitting, crocheting, weaving, clay modeling, puppet making, waiting and table setting; classes on food and nutrition

will be conducted along with courses in interior decorating; and

WHEREAS, said project application in the amount of \$16,314.00 has been approved by the National Youth Administration; and

WHEREAS, in said project application the sum of \$150.00 per month is set up as the sponsor's contribution to provide rent, heat, light and power; and

WHEREAS: E. Lorry Keeton, Receiver of New Jersey National Bank and Trust Company of Newark, the landlord of the building located at 5 Belmont Avenue, in the City of Newark, has agreed to lease the second and third floors of said building to the City of Newark on a month to month basis at a rental of \$150.00 per month;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and is hereby authorized to enter into and execute a lease with said E. Lorry Keeton, Receiver of the New Jersey National Bank and Trust Company of Newark for the premises hereinbefore described at a rental of \$150.00 per month, payable monthly, said lease to be subject to termination by either the City of Newark or E. Lorry Keeton on 30 days notice in writing to the other.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, it is the desire of the City of Newark to assess all property on a proper legal basis; and

WHEREAS, there is considerable personal property in the City of Newark which is not and has not been properly assessed; and

WHEREAS, it has been brought to the attention of the governing body of the City of Newark that the Federal Government is willing to cooperate with the various cities and municipalities by permitting an inspection of income tax returns;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that His Excellency, A. Harry Moore, Governor of the State of New Jersey, be and he is hereby requested to petition His Excellency, Franklin D. Roosevelt, President of the United States of America, to grant permission to the City of Newark, and its proper officers, to inspect the income tax returns for the current and past years, of all persons, partnerships and corporations, residing in or doing business in the City of Newark, for the purpose of securing such facts and information as may be available in said income tax reports, so that the City of Newark may properly and legally assess personal property of said persons, partnership and corporations.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Amur Realty Co. (Alpha Building and Loan Association, owner; for the construction and operation of a gasoline station including lubritorium in a 1st industrial district; premises 613-621 McCarter Highway; on condition that this station is built exactly according to the plans as approved by the Board of Adjustment on November 14, 1939, and is not to be given permission to operate until the Board of Adjustment is satisfied that said station conforms to the plan as passed; same to be constructed and operated in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark; that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: What is the disposition of the Commission?

Commissioner Byrne: Where there any objectors?

Mayor Ellenstein: There was one objector at the first meeting who objected to the fire insurance rates.

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Chancellor Tower (Renner Holding Co., owner); for the establishment and operation of a luncheonette in a 1st business district; premises 334 Chancellor Avenue; on condition that there be no curb service; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

Mayor Ellenstein: Were there any objectors?

Mr. Bates: There were several, but they limited it to one year and no curb service.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., November 21, 1939.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40: 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

130-134 Orange Street; The 130 Orange Street Corporation, owner; in a 2nd business district the establishment and operation of an automobile parking station; on condition that a fence be erected along the Burnett Street property line in order to prevent any exist or entrance on that state; same to be operated and maintained in conformity with the rules of this Board; such use to be limited to the period of one year; (No objectors);

69-73 New Street (113 Washington Street); N. J. Toilet & Towel Supply Co., owner; renewal of permit for automobile parking station; such use to be limited to the period of one year ending November 4, 1940;

19 Lombardy Street, Nicholas Gualano; in a 2nd business district the establishment and operation of an addition to present automobile parking station; same to be operated and maintained in conformity with the rules of this Board; such use to be limited to the period of one year;

*290-298 Plane Street; Fidelity Union Trust Co., owner; renewal of permit for automobile parking station; such use to be limited to the period of one year ending November 21, 1940;

*25-27 East Alpine Street; Mrs. Annie Miner; renewal of permit for automobile parking station; such use to be limited to the period of one year ending October 21, 1940.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary.

(These matters to be heard by the Board of Commissioners at its meeting of November 22, 1939.)

Received, copy to be sent to each Commissioner, and further action postponed to November 29, 1939.

The City Clerk: This communication from the Board of Adjustment refers to us five zoning matters for hearings to be set one week from today, two of which are renewals and can be disposed of at this time under a suspension of the rules.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in these two matters.

Commissioner Murphy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Fidelity Union Trust Co., owner; for the renewal of permit for automobile parking station; premises 290-298 Plane Street; such use to be limited to the period of one year ending November 21, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the

said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Mrs. Annie Miner (John C. Lloyd, et al., owner); for the renewal of permit for automobile parking station; premises 25-27 East Alpine Street; such use to be limited to the period of one year ending October 21, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of The 130 Orange Street Corporation, owner; for the

establishment and operation of an automobile parking station in a 2nd business district; premises 130-134 Orange Street; on condition that a fence be erected along the Burnett Street property line in order to prevent any exit or entrance on that street; same to be operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Were there any objectors?

Mr. Bates: No.

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

Mayor Ellenstein: Is there any person who desires to be heard?

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., November 21, 1939.

The Board of Commissioners of the City of Newark.

Honorable Sirs.

At a meeting of the Board of Adjustment held November 14, 1939, a resolution was adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40;55-39 Revised Statutes of 1937) that the following application for a variance from the terms of the Zoning Ordinance be allowed:

408-410 South Eighth Street; Benjamin Harris; in a 3rd residence district the erection of a loading garage for laundry located at 379-383 South Seventh Street; on condition that the prevailing setback line be observed, as shown on the architectural plans.

The above recommendation was ordered withheld pending the filing of plans embodying certain corrections ordered by the Board of Adjustment, which plans have since been filed.

Respectfully submitted,
Board of Adjustment.
R. B. Rankin, Secretary.

(This matter to be heard by the Board of Commissioners at its meeting of November 22, 1939.)

Received, copy to be sent to each Commissioner and action postponed to November 29, 1939.

Commissioner Murphy offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark that, in order to avoid duplications of effort resulting from the overlapping of our local government functions, with its consequent unnecessary expenditure of taxpayers' money, and in the interest of more efficient and lower cost of our local governmental operations, that all of the executive, administrative, judicial and legislative authority and duties given by any

statute, charter or ordinance relating to the:

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks

Shade Tree Division

Building Department

Insurance Fund Commission

Housing Authority

Printing and Stationery Division

Division of Central Purchase

be and the same are hereby distributed into the Department of Parks and Public Property, and the Director of the Department of Parks and Public Property is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks

Shade Tree Division

Building Department

Insurance Fund Commission

Housing Authority

Printing and Stationery Division

Division of Central Purchase

and shall perform all of the duties now or heretofore imposed by law with respect thereto.

Vincent J. Murphy

Commissioner Murphy: I move for its adoption.

(On roll call: Commissioner Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein: The resolution is defeated, having received but two votes.

Commissioner Murphy offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Relief

Overseer of the Poor

Soldiers and Sailors Aid Bureau

Camp Newark

Employment Bureau
Municipal Assistance Board
Labor Relations Board
Health Bureau
City Hospital
Alms House
Home for Boys
Baths
Dog Pound

be and the same are hereby distributed into the Department of Public Works, and the Director of the Department of Public Works is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Relief

Overseer of the Poor
Soldiers and Sailors Aid Bureau
Camp Newark
Employment Bureau
Municipal Assistance Board
Labor Relations Board
Health Bureau
City Hospital
Alms House
Home for Boys
Baths
Dog Pound

and shall perform all of the duties

now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Commissioner Murphy: I move for its adoption.

Commissioner Franklin: Just a minute. I think you had better take the dog pound out because we just signed a renewal of a contract for the dog pound with the Humane Society. I couldn't have it if I wanted it.

(On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein: The resolution is not passed, receiving but two votes.

Commissioner Murphy offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Police Division
Police Courts
Fire Division
Weights and Measures
Smoke Abatement
All Licenses
Street Lighting
Transportation Regulation

be and the same are hereby distributed into the Department of Public

Safety, and the Director of the Department of Public Safety is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Police Division

Police Courts

Fire Division

Weights and Measures

Smoke Abatement

All Licenses

Street Lighting

Transportation Regulation and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Commissioner Murphy: I move its adoption.

(On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein: The resolution is not carried, receiving but the usual two votes.

Commissioner Murphy offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Comptroller

Treasurer

Tax Receiver

Auditor of Accounts

Board of Assessment and Revision of Taxes

Board of Assessment for Local Improvements

Board of Adjustment

Sinking Fund Commission

Billing, collection and auditing division, now in the Water Bureau

Martin Act

Pension Funds

Law Department

be and the same are hereby distributed into the Department of Revenue and Finance, and the Director of the Department of Revenue and Finance, is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Comptroller

Treasurer

Tax Receiver

Auditor of Accounts

Board of Assessment and Revision of Taxes

Board of Assessment for Local Improvements

Board of Adjustment

Sinking Fund Commission

Billing, collection and auditing division, now in the Water Bureau

Martin Act

Pension Funds

Law Department

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

(On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein: The resolution receiving but two votes, is not carried.

Commissioner Murphy offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Streets

Street Cleaning

Refuse Collection

Sewers

Water Department, except the billing, collection and auditing functions thereof

Airport

Docks

Passaic River Waterfront

Municipal Waterfronts

Port Newark Development

Art Commission

Free Public Library

Museum

Board of Education

Newark Technical School

District Courts

City Clerk

be and the same are hereby distributed into the Department of Public Affairs, and the Director of the Department of Public Affairs is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Streets

Street Cleaning

Refuse Collection

Sewers

Water Department, except the billing, collection and auditing functions thereof

Airport

Docks

Passaic River Waterfront

Municipal Waterfronts

Port Newark Development

Art Commission

Free Public Library

Museum

Board of Education

Newark Technical School

District Courts

City Clerk

and shall perform all of the duties now or heretofore imposed by law with respect thereto, (except the housing and maintenance of all real and personal property connected therewith.)

Vincent J. Murphy

Commissioner Murphy: I move for its adoption.

(On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein: The resolution receiving but two votes is not carried.

Commissioner Murphy: I want to present this resolution, Mr. Mayor. It is in reference to the billing and collecting and auditing division now in the Water Department, and I believe it should be assigned to the Department of Revenue and Finance. So far, from my investigation, there are a number of outstanding cities: New York, Boston, Cleveland and a number of others that now have the billing and collecting for water in the Department of Revenue and Finance, also, and I believe the coordination of that branch will be a saving. I believe it will bring the auditing all in one division, and it will also be a great convenience to the taxpayers by being able to come to any of the cashiers and pay, whether it be water or taxes. I personally believe that it would be a great improvement in our whole collecting set-up between the water and the tax division.

Mayor Ellenstein: The Clerk will read the resolution.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Billing, collection and auditing division now in the Water Bureau

be and the same are hereby distributed into the Department of Revenue and Finance, and the Director of the Department of Revenue and Finance is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Billing, collection and auditing division now in the Water Bureau

and shall perform all of the duties now or heretofore imposed by law with respect thereto.

Vincent J. Murphy

(On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein: The resolution is not carried, receiving but two votes.

I have a resolution that is on its way. There it is.

WHEREAS, at a meeting of the Board of Commissioners of the City of Newark held on the 18th day of October, 1939, the following Resolution was unanimously adopted by the Board of Commissioners of the City of Newark, with Commissioners Joseph M. Byrne, Jr., Pearce R. Franklin, Vincent J. Murphy, and Meyer C. Ellenstein voting in favor thereof:—

“WHEREAS, the Board of Commissioners of the City of Newark have ballotted at numerous meetings, in an endeavor to fill the vacancy resulting from the resignation of Mich-

ael P. Duffy, as Commissioners of the City of Newark; and

WHEREAS, Commissioner Vincent J. Murphy has announced that he will not participate in said balloting by presenting the names of candidates or voting in favor of any candidate suggested because certain resolutions presented by him for the redistribution of the departments of the City of Newark have not been adopted by the Board of Commissioners; and

WHEREAS, the action of Commissioner Vincent J. Murphy in voting "No" on all persons proposed as fit persons to fill said vacancy, does not constitute a bona fide participation in said balloting to fill the vacancy, but rather results in a vote which has the effect of preventing the filling said vacancy; and

WHEREAS, the Board of Commissioners have been advised that it is the duty of each commissioner to participate bona fide in the attempts and balloting to fill said vacancy, as required by the statute in such case made and provided;

NOW, THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that Vincent J. Murphy, member of the Board of Commissioners, remaining thereon after the resignation of Michael P. Duffy, as Commissioner, be and he is hereby requested and directed to bona fide participate in the balloting to fill the vacancy in the Commission resulting from the resignation of Michael P. Duffy, and he is hereby requested and directed to present the name of any person whom he believes to be a fit person to fill said vacancy and to exercise his bona fide judgment, as required by law, in voting upon other candidates suggested by other of the remaining Commissioners; and

BE IT FURTHER RESOLVED,

that the Board of Commissioners call to the attention of Vincent J. Murphy that it is his duty to so participate, as required by the statute in such case made and provided;"

AND WHEREAS, despite the fact that Commissioner Vincent J. Murphy voted for the said Resolution which called upon him to bona fide participate in balloting to fill the vacancy resulting from the resignation of Michael P. Duffy, and to present names of persons whom he believed fit persons to fill the vacancy, and to exercise his bona fide judgment in voting upon candidates suggested by other of the remaining Commissioners; and

WHEREAS, Commissioner Vincent J. Murphy voted in favor of and subscribed his name to the foregoing Resolution which declared that his actions in voting "No" on all persons proposed to not constitute a bona fide participation in the balloting to fill the vacancy; and

WHEREAS, the action of Commissioner Vincent J. Murphy in voting in favor of the said Resolution and subscribing his name thereto constitutes an acknowledgment by him that he has not bona fide participated in balloting to fill the vacancy, which was his duty under the law and by virtue of the statute in such case made and provided; and

WHEREAS, despite the adoption of the said Resolution adopted unanimously as above mentioned on October 18, 1939, the said Commissioner Vincent J. Murphy, at the meeting of October 25, 1939, did continue to fail and refuse to participate bona fide in the balloting to fill the vacancy;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Board of Commissioners direct the attention of Commissioner Vincent J. Murphy to the fact that he has failed

to fulfill his duty as required by law, and as provided in the statute in such case made and provided in that he has failed to bona fide participate in the balloting to fill the vacancy resulting from the resignation of Commissioner Michael P. Duffy; and

BE IT FURTHER RESOLVED, that the Board of Commissioners of the City of Newark do, and they do hereby demand and require that the said Commissioner Vincent J. Murphy fulfill the duty required by him by law and by the statute in such case made and provided.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

(On roll call: Commissioners Byrne, Franklin and Mayor Ellenstein voted aye;; Commissioner Murphy voted no.)

Mayor Ellenstein: The resolution is carried, receiving three votes.

Commissioner Byrne: I am signing it with the understanding it is within the law.

Mayor Ellenstein: We will now proceed to balloting to fill the vacancy which exists in the City Commission.

Are there any presentations any of the Commissioners have?

Commissioner Franklin: James Pellecchia, Jr.

Mayor Ellenstein. Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of selecting James Pellecchia, Jr. to fill the vacancy existing in the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioners Franklin and Mayor Ellenstein voted aye;

Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Pellecchia, having received but two votes is declared not elected.

Any other presentation?

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Thomas Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.)

Mayor Ellenstein: Mr. Guthrie, having received but one vote is declared not elected.

Are there any other presentations?

I will present Labor's Choice to fill the vacancy in Newark City Commission, Louis R. Mazzei; as many as are in favor of Louis R. Mazzei being chosen to fill the vacancy on the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Mazzei receiving but two votes is declared not elected.

Are there any other presentations?

I will present again the name of Carl Abruzzese. As many as favor Carl Abruzzese being chosen to fill the vacancy will signify by saying

aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Are there any other presentations?

I will again present the name of Judge Ralph Villani. As many as are in favor of Judge Villani being chosen to fill the vacancy on the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Are there any other presentations any of the Commissioners have?

I will present the name of Dr. Ames Filippone. As many as are in favor of Dr. Filippone being chosen to fill the vacancy on the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Dr. Filippone having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of a member of the Board of Education for many years, Mr. Frank Cozzoline. As

many as are in favor of Mr. Frank Cozzoline being chosen to fill the vacancy on the City Commission will signify by saying aye, contrary no.

The Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioner Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations that any of the Commissioners have to make? Any presentations any of the Commissioners have to make?

I will again present the name of Labor's Choice, Louise R. Mazzei. As many as are in favor of Mr. Mazzei being chosen to fill the vacancy which exists on the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Franklin; James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of Mr. Pellecchia being chosen to fill the vacancy which exists on the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye;

Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Pellecchia, having received but two votes he is not elected.

Commissioner Franklin: He is a lawyer.

Are there any other presentations?

Hearing none, I will against present the name of Carl Abruzzese. As many as are in favor of Carl Abruzzese being chosen to fill the vacancy which exists on the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Abruzzese receiving but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Mr. Charles R. Hardin.

Mayor Ellenstein: Director Byrne presents the name of Charles Hardin. As many as are in favor of Mr. Hardin being chosen to fill the vacancy in the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.)

Mayor Ellenstein: Mr. Hardin having received but one vote is declared not elected.

Any other presentations?

I again present the name of Judge

Ralph Villani for consideration to the City Commission. As many as are in favor of Judge Villani to fill the vacancy which exists in the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Judge Villani to fill the vacancy which exists in the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Thomas Guthrie being chosen to fill the vacancy which exists in the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.)

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Any other presentations?

I present again the name of Dr.

Ames Filippone. As many as are in favor of Dr. Filippone being chosen to fill the vacancy in the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Dr. Filippone receiving but two votes, one of which was a very weak one, is declared not elected.

Are there anyother presentations?

I will again present the name of a man who has given many years of service on the Board of Education, Frank Cozzoline. As many as are favor of Mr. Cozzoline being chosen to fill the vacancy which exists on the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Cozzoline having received but two votes remains on the Board of Education.

Are there any other presentations?

What is the disposition of the Commission?

Commissioner Byrne: Ordinarily I refuse to vote for adjournment, but due to the fact we seem to be hopelessly deadlocked and there doesn't seem to be any use in our remaining, I move we adjourn.

Mayor Ellenstein: Director Byrne moves to adjourn.

Commissioner Franklin: I second motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
PEARCE R. FRANKLIN
JOS. M. BYRNE JR.
VINCENT J. MURPHY

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., November 29, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 4:30 P. M. Standard Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to amend an ordinance entitled "Zoning Ordinance of the City of Newark," adopted January 8, 1930, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

Mr. Ralph E. Cooper (of Hobart, Minard & Cooper, Raymond Commerce Building): I would like to be heard, representing the Lehigh Valley Railroad.

(At this point the Clerk read the following communication addressed to

the Board of Commissioners of the City of Newark:

"The Lehigh Valley Railroad Company of New Jersey, owner of more than twenty per cent. to wit, 27.85 per cent. of the area of the lots included in the proposed ordinance, entitled 'An Ordinance to amend an ordinance entitled "Zoning Ordinance of the City of Newark," adopted January 8, 1930,' as described in the Revised Statutes of New Jersey, 40:55-35, hereby protest in writing against the adoption of the said amendment to the Zoning Ordinance of the City of Newark.

"Lehigh Valley Railroad.

"By R. D. Van Duzer,
"General Land and Tax Agent.

"Hobart, Minard & Cooper, Esqs.,
"Attorneys for the Lehigh Valley Railroad Company of New Jersey."

The following persons appeared in opposition to the ordinance:

Mr. Ralph E. Cooper, of Hobart, Minard and Cooper, Raymond Commerce Building, representing the Lehigh Valley Railroad.

Mr. Bernard Freedman, (Koehler, Augenblick and Freedman).

Mr. R. D. Van Duzer, General Land and Tax Agent, Lehigh Valley Railroad.

The following persons appeared in favor of the ordinance:

Mr. H. L. Davis, representing the Fidelity Union.

Mrs. Mary Asher, 1 Renner Avenue.

Mr. Edward Jacobson.

Superintendent of Buildings Fred-
eric Bigelow.

I will entertain a motion, then, that this ordinance be deferred for three weeks, with the understanding, gentlemen, that nothing will be done to affect the City in any way. The status of the City to remain the same, no application in the meantime.

Commissioner Byrne: I move that action on this ordinance be deferred for three weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented the following ordinance and state that today was the time fixed for a further hearing, this being the adjourned date for same.

The Clerk then read the ordinance at length:

An Ordinance providing for the issuance of \$200,000 Water Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The Board of Commissioners of the City of Newark Do Ordain as follows:

Section 1. It is hereby determined and stated that the Board of Commissioners of The City of Newark proposes to enlarge the water supply system established and operated by said City, by the construction of additional water mains; that said purpose is not a current expense of said City, and that it is necessary to finance said purpose by the issuance of obligations of said City, pursuant to

the Local Bond Law of New Jersey, as hereinafter provided.

Section 2. It is hereby state, pursuant to said Local Bond Law, that (a) part of the cost of said purpose, in labor and materials is to be met by the Works Progress Administration of the United States of America; (b) the estimated maximum amount of money necessary to be raised from all sources for said purpose is Two Hundred and Five Thousand Dollars (\$205,000); (c) the maximum amount which is to be charged as part of the cost of said purpose and which is necessary to finance interest on obligations issued to finance such purpose or to finance engineering or inspection costs and legal expenses, or to finance the cost of the issuance of said obligations, as provided in Section 40:1-55 of said Law, is Thirty Thousand Dollars (\$30,000.00); (d) Five Thousand Dollars (\$5,000) of the cost of said purpose is to be met from the down payment which is to be appropriated as hereinafter provided; and (e) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is Two Hundred Thousand Dollars (\$200,000).

Section 3. Pursuant to Section 40:1-12 of said Local Bond Law, the sum of Five Thousand Dollars (\$5,000) shall be included as a down payment to finance said purpose, in the budget of said City for the fiscal year beginning January 1, 1940, in addition to any sums which may otherwise be required to be appropriated in said budget for the payment of interest on or any maturing principal of the obligations authorized to be issued by this ordinance.

Section 4. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding Two Hundred Thousand Dollars (\$200,000), to be designated "Water Bonds," are hereby authorized to be issued pursuant to said Local Bond Law. Said

bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 5. To finance said purpose, Bond Anticipation Notes of said City of an aggregate principal amount not exceeding Two Hundred Thousand Dollars (\$200,000) are hereby authorized to be issued in anticipation of the issuance of said bonds, pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by said Law. All matters with respect to said notes not determined by this ordinance shall be determined by resolutions to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 6. It is hereby determined and declared that the period of usefulness of said purpose is a period of forty years computed from the date of said bonds.

Section 7. No part of the cost of financing said purpose has been or is to be specially assessed against property specially benefited thereby.

Section 8. It is hereby determined and declared that the Supplemental Debt Statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such statement

so filed shows that the gross debt of said City, as defined in Section 40:1-76 of said Law, is increased by this ordinance by Two Hundred Thousand Dollars (\$200,000) and that the issuance of said obligations is permitted by an exception to the debt limitations prescribed by said Law, contained in Sub-division (d) of Section 40:1-16 of said Law.

Section 9. This ordinance shall take effect twenty days after the first publication thereof after final passage.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

(No response).

No one appearing, Commissioner Franklin moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on a second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment. Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

Section 7 declared open to amendment.

Section 8 declared open to amendment.

Section 9 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the title of "An Ordinance providing for the issuance of \$200,000 Water Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the issuance of \$200,000 Water Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance granting permission to the Celuloid Corporation to erect, construct, and maintain a bridge over Ashbridge Street, between Ferry Street and Darcy Street, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

(No response).

No one appearing, Commissioner Franklin moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the following ordinance be taken up on second reading:

An Ordinance granting permission to the Celluloid Corporation to erect, construct, and maintain a bridge over Ashbridge Street, between Ferry Street and Rarcy Street.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that

said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the title of "An Ordinance granting permission to the Celluloid Corporation to erect, construct, and maintain a bridge over Ashbridge Street, between Ferry Street and Darcy Street" be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance granting permission to the Celluloid Corporation to erect, construct, and maintain a bridge over Ashbridge Street, between Ferry Street and Darcy Street.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e,

Franklin, Murphy, Mayor Ellenstein

The City Clerk presented An Ordinance creating the positions of "Operator of Heavy Motor Equipment" and "Laborer," in the Bureau of Street Cleaning, Refuse Collection Division, in the Department of Public Affairs of The City of Newark, and providing an hourly wage scale for each position, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Mayor Ellenstein: Resolutions having been substituted in place of this ordinance, which answers the purpose, I will entertain a motion that the ordaining clause be stricken in this ordinance.

Commissioner Murphy: I so move.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Twenty-five Thousand Six Hundred Forty-three Dollars and Fourteen Cents (\$25,643.14) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions Prior Years
Taxes Granted by State
Board of Tax Appeals\$ 25,643.14

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Million Four Hundred Fifty-eight Thousand Five Hundred Four Dollars and Five Cents (\$2,458,504.05) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

County and State Tax	....\$2,451,305.28
Reserve for Overpayment	
Tax Receiver's Office	..... 6,198.77
Tax Receiver	..... 1,000.00
	<hr/>
	\$2,458,504.05

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Forty-eight Thousand Six Hundred Seventy-six Dollars and Thirty-seven Cents (\$48,676.37) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Hospital	.....\$ 30,448.74
Convalescent Hospital	..... 3,218.37
Newark City Alms House	.. 5,365.15
City Hospital WPA Project	
5410-7	..... 4,008.69
Bus Transportation WPA	
Workers	..... 4,186.00
Armistice Day Celebration	..... 1,449.42
	<hr/>
	\$ 48,676.37

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Fifty-two Thousand Six Hundred Eighty-seven Dollars and Sixty-one Cents (\$452,687.61), be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—
Direct \$452,687.61

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, By the Board of Commissioners of the City of Newark that the sum of Three Thousand, Two Hundred Six Dollars and Eighty cents (\$3,206.80) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending November 22nd and November 25th, 1939, as follows:

Shade Tree	\$1,956.80
Public Buildings	1,250.00
	<hr/>
	\$3,206.80

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark, that the sum of Three Hundred and Five Dollars (\$305.00) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Public Buildings\$305.00

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Fourteen Thousand Nine Hundred Eighty-seven Dollars and Thirty-one Cents (\$14,987.31) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (Hayes Park East) \$	5,038.58
Swimming Pool Construction (Hayes Park West) ..	4,511.56
Swimming Pool Construction (Boylan Street)	2,151.60

Swimming Pool Construction (Clifton Avenue)....	3,022.19
Swimming Pool Construction (Hayes Park West)	14.00
Swimming Pool Construction (Boylan Street)	112.50
Swimming Pool Construction (Hayes Park East)	136.88
	<hr/>
	\$ 14,987.31

(WPA Project 6069)

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Five Hundred Ninety Six Dollars and Seventy-two Cents (\$596.72) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Sewer Construction	
(WPA Project 4813-7)	\$386.72
Sewer Construction	
(WPA Project 4813-7)	210.00
	<hr/>
	\$590.72

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED That the sum of Three Hundred Ninety Dollars and Eighty Cents (\$390.80) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Sewers	\$ 57.45
Elections	123.50
N. J. League of Municipalities	161.60
Newark Airport	48.25
	<hr/>
	\$390.80

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand Eighty-nine Dollars and Nineteen Cents (\$2,089.19) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Cleaning	
(WPA Project 6409-7)	\$2,089.19

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-eight Thousand Ninety-five Dollars and Fifty-two Cents (\$38,095.52) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending November 22, 1939:

Newark Airport	\$ 2,129.85
Bureau of Motors	2,946.22
Bureau of Streets	2,256.16
Bureau of Sewers	914.37
House Sewer Connections..	480.73
Bureau of Street Cleaning	18,756.82
Street Construction	741.29
Bureau of Docks	778.80
Bureau of Water	9,091.37

M. Ellenstein
 Vincent J. Murphy
 Jos. M. Byrne, Jr.
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-five Thousand Four Hundred Thirty-two Dollars and Ninety Cents (\$35,432.90) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction	(WPA Project 3531-7)	\$32,032.57
Street Construction	(WPA Project 3531-7)	3,300.33
Street Construction	(WPA Project 3531-7)	100.00
		<hr/> \$35,432.90

M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, the \$250,000 Bond Anticipation Note of The City of Newark, dated September 7, 1939, payable December 7, 1939, issued pursuant to the ordinance entitled "An Ordinance providing for the issuance of Street Improvement Bonds of The City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners on July 19, 1939, is outstanding, and there are no funds in the City treasury which are available for the payment of said note, and the Board of Commissioners desires to renew said note as herein-after provided: NOW, THEREFORE, The Board of Commissioners of The City of Newark do resolve as follows:

Section 1. For the purpose of renewing said outstanding \$250,000 Bond Anticipation Note dated September 7, 1939, payable December 7, 1939, there shall be issued pursuant to the Local Bond Law of New Jersey, a note of The City of Newark of the aggregate principal amount of \$250,000 to be designated as "Bond Anticipation Note." Said note shall be dated the 7th day of December, 1939, and shall be payable the 7th day of March, 1940, and shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and shall be payable at maturity.

Section 2. Said note shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and Acting City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said note and to issue said note in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with, in the issuance of said note, and that said note is within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

Section 3. The power to determine any matter with respect to said note not determined by this resolution, and also the power to sell said note, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said note in the manner provided by law.

Section 4. Said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturity of said note sold pursuant to this resolution at the meeting of said Board of Commissioners next succeeding the sale of such note.

Section 5. All moneys borrowed by the issuance of said note shall, to the amount necessary, be applied to the payment of the principal of said outstanding \$250,000 Bond Anticipation Note dated September 7, 1939, payable December 7, 1939.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,

Franklin, Murphy, Mayor Ellenstein

WHEREAS, the \$500,000 Emergency Note of The City of Newark, dated September 7, 1939, payable December 7, 1939, heretofore issued pursuant to the resolutions adopted by the Board of Commissioners on the 15th day of June, 1939, and the 19th day of July, 1939, and the 26th day of July, 1939, is outstanding, and there are no funds in the City Treasury which are available for the payment of said note and the Board of Commissioners desires to renew said note as hereinafter provided; NOW, THEREFORE,

The Board of Commissioners of The City of Newark do resolve as follows:

Section 1. For the purpose of renewing said outstanding \$500,000 Emergency Note dated September 7, 1939, payable December 7, 1939, there shall be issued, pursuant to the Local Budget Law of New Jersey, a note of The City of Newark of the aggregate principal amount of \$500,000, to be designated "Emergency Note." Said note shall be dated the 7th day of December, 1939, shall be payable the 7th day of January, 1940, and shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and shall be payable at maturity.

Section 2. Said note shall be signed by Vincent J. Murphy, as Director of the Department of Revenue and Finance of said City, and shall be countersigned by Meyer C. Ellenstein, as Mayor and by Eugene Farrell, as Acting City Auditor, and shall be sealed with the corporate seal of said City, and said note and said seal shall be attested by Harry S. Reichenstein, as City Clerk of said City. Said officers are authorized to execute said note and to issue said note in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said note.

ance of said note, and that said note is within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

Section 3. The power to determine any matter with respect to said note not determined by this resolution, and also the power to sell said note, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said note in the manner provided by law.

Section 4. Said Director of the Department of Revenue and Finance is hereby directed to report to the Board of Commissioners the amount, description, interest rate and maturity of said note sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such note.

Section 5. All moneys borrowed by the issuance of said note shall, to the amount necessary, be applied to the payment of the principal of said outstanding \$500,000 Emergency Note, dated September 7, 1939, payable December 7, 1939.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the \$375,000 Emergency Notes of The City of Newark, dated September 6, 1939, payable December 6, 1939, heretofore issued pursuant to the resolutions adopted by the Board of Commissioners on the 15th day of June, 1939, and the 19th day of July, 1939, and the 26th day of July, 1939, are outstanding and

there are no funds in the City treasury which are available for the payment of said notes, and the Board of Commissioners desires to renew said notes as hereinafter provided: NOW, THEREFORE,

The Board of Commissioners of The City of Newark do resolve as follows:

Section 1. For the purpose of renewing said outstanding \$375,000 Emergency Notes dated September 6, 1939, payable December 6, 1939, there shall be issued, pursuant to the Local Budget Law of New Jersey, notes of The City of Newark of the aggregate principal amount of \$375,000, to be designated "Emergency Notes." Said notes shall be dated the 6th day of December, 1939, and shall be payable the 6th day of January, 1940, and shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and shall be payable at maturity.

Section 2. Each of said notes shall be signed by Vincent J. Murphy, as Director of the Department of Revenue and Finance of said City, and shall be countersigned by Meyer C. Ellenstein, as Mayor and by Eugene Farrell, as Acting City Auditor, and shall be sealed with the corporate seal of said City, and said note and said seal shall be attested by Harry S. Reichenstein, as City Clerk of said City. Said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

Section 3. The power to determine any matter with respect to said notes not determined by this resolution, and

also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 4. Said Director of the Department of Revenue and Finance is hereby directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Section 5. All moneys borrowed by the issuance of said notes shall, to the amount necessary, be applied to the payment of the principal of said outstanding \$375,000 Emergency Notes, dated September 6th, 1939, payable December 6, 1939.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Board of Commissioners desires to make further provision for the issuance of the \$1,000,000 Emergency Notes dated November 24th, 1939, payable December 31, 1940, which were authorized to be issued by the resolution passed by the Board of Commissioners on the 22nd day of November, 1939; NOW, THEREFORE,

BE IT RESOLVED, by the Board of Commissioners of the City of Newark that said \$1,000,000 Emergency Notes shall, anything in said resolution to the contrary notwithstanding,

be dated November 28, 1939, and shall be payable February 28, 1940, and shall bear interest at the rate of one and one-half per centum (1½%) per annum, payable at the maturity of said notes.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, by the Board of Commissioners of The City of Newark that pursuant to Local Budget Act RS. 40:2-30, Transfers of Appropriations, that the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to make the following transfers from and to budget appropriations:

\$1,458.00 from Law Department, Department of Public Works, to Legislative Expenses, Department of Public Works.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Trustees of Randall Chapel U. A. F. W. Baptist Church was the owner of record, on October 1st, 1937 of premises known and designated as No. 115-113 Oliver Street, Newark, Block 935, Lot 17 and 16; and

WHEREAS, said property was exempt from taxation because it was owned by a New Jersey Corporation and was actually and exclusively used for religious purposes but was erroneously assessed for 1938 at a valuation of \$5,500, being \$2,500.00 on Land and \$3,000.00 on Building, tax \$250.25;

BE IT THEREFORE RESOLVED, by the Board of Commissioners of the City of Newark that the assessment of \$5,500.00, tax \$250.25 for 1938 assessed against the Trustees of Randall Chapel U. A. F. W. Baptist Church as owner of No. 115-113 Oliver Street, Newark, Block 935, Lot 17 and 16, be cancelled and that the Comptroller be and he is hereby authorized to cancel the same of record.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Charles F. Podlas is an honorably discharged veteran and is entitled to an annual exception of \$500.00 from the assessed value of his real estate, but failed to obtain same for the year 1938;

WHEREAS, on October 1st, 1937, Charles F. Podlas was the owner of record of premises known and designated as Block 2422, Lot 26, 102 Albert Avenue, Newark, New Jersey, which was assessed at a valuation of \$3,200.00, tax \$147.52;

BE IT THEREFORE RESOLVED, by the Board of Commissioners of the City of Newark that the said Charles F. Podlas be granted exemption of

\$500.00 tax \$23.05 for 1938, from the assessed valuation on his property known as Block 2422, Lot 26, 102 Albert Avenue, Newark, and that the Receiver be and he is hereby authorized to note said exemption upon his records.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark that Resolution No. 6128, adopted by this Commission on November 22nd, 1939, which authorized and directed the Director of the Department of Revenue and Finance to make the following transfers from and to Budget appropriations:

\$1,000 from Convalescent Hospital (personal service) to Director's Office Department of Public Works other than personal service);

\$1,000 from Newark City Alms House (Other than Personal Services) to Ivy Hill Power Plant (Other than Personal Services);

\$2,000 from Newark City Hospital (Personal Services) to Newark City Home (other than Personal Services);

\$4,000 from Bureau of Public Baths (Personal Service) to Bureau of Public Baths (Other than Personal Services).

be and the same is hereby rescinded.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, William Derricks, t/a Grand Hotel, of 78 West Market Street, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark, on July 29, 1939, for a Plenary Retail Consumption License, and did deposit with the Clerk of the said Board the sum of Four hundred sixty-one dollars and sixty-nine cents (\$461.69) at the time of the filing of the said application; and

WHEREAS, the said Municipal Board of Alcoholic Beverage Control of the City of Newark on August 10, 1939, did grant said license for the period of 1939-1940 to the said William Derricks, t/a Grand Hotel; and

WHEREAS, the said William Derricks, t/a Grand Hotel, is now entitled to a refund of sixteen dollars and forty-four cents (\$16.44);

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the said sum of Sixteen dollars and forty-four cents (\$16.44) be and the said sum is hereby ordered paid to the said William Derricks, t/a Grand Hotel, and the Director of the Department of Revenue and Finance is hereby authorized and directed to return to the said William Derricks, t/a Grand Hotel, the said sum of Sixteen dollars and forty-four cents (\$16.44).

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Jacob Fox has been duly engaged and authorized to act as Legislative Agent for the City of Newark, in attendance at the sessions of the State Legislature; and to advise upon matter of legislation relating to and concerning the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the sum of \$2,193.00 be and the same is hereby appropriated to Jacob Fox for services rendered as aforesaid, as set forth in copy of statement of account submitted by said Jacob Fox, attached hereto; and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to make payment of the said sum of \$2,193.00 to said Jacob Fox for account rendered as per attached copy of statement of account.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to adver-

tuse for sealed proposals for furnishing and delivering one (1) 1½ ton 1940 Dump Truck, for the Shade Tree Division, Department of Parks and Public Property.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Radio Tubes for the Police Division, Department of Public Safety, Paper Towels for all Department, excepting Revenue and Finance, Addressograph plates, frames, etc., for the Department of Public Works; cinders, reinforced concrete pipe, manhole heads, basin heads, Portland cement, Grade M. A. Sewer Bricks, for the Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, by the Board of Com-

missioners of The City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to advertise for public bids for repairs to Burke generator in the Power Plant, and for plumbing repairs for Police Headquarters, Department of Park and Public Property.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Surgical equipment for the Department of Public Works; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said surgical equipment:

Assco Medical Corporation, Newark,
N. J., Approx. \$464.19.

Medical Service Co., Inc., Newark, N.
J., Approx. \$495.76.

Reinhold Schumann, Inc., Newark, N.
J., Approx. \$459.82.

Surgical equipment for Department of
Health and Newark City Hospital,
as per unit price shown on list on
file in the Department of Central
Purchase.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the
law and by the authority of the Board
of Commissioners of the City of New-
ark, New Jersey, the Department of
Central Purchase publicly solicited,
received and opened bids for furnish-
ing and delivering City Directories,
for all Departments; therefore be it

RESOLVED, by the Board of Com-
missioners of the City of Newark
that the contract for furnishing and
delivering said directories to the City
of Newark, be and the same hereby is
awarded as follows, being the lowest
formal bidder in response to public
advertisement for sealed proposals,
the amount of its bid being as follows,
and the Director of the Department
of Parks and Public Property and the
City Clerk of the City of Newark are
hereby authorized and directed to ex-
ecute on the part of the City of New-
ark, proper contract for furnishing
and delivering said directories:

THE PRICE & LEE COMPANY—
Newark, New Jersey.

(for all departments)

Approx 100 Newark City Directories
for 1940 @ \$20.00 each.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the
following resolution:

RESOLVED, that the position of
Incinerator Operator at the Newark
City Hospital, Department of Public
Works, be and the same is hereby
created at a salary of Nine hundred
dollars (\$900.00) per annum, same to
be affected as of December 1, 1939.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

Commissioner Byrne offered the fol-
lowing resolution:

RESOLVED, by the Board of Com-
missioners of the City of Newark,
that the following changes appearing
on the payrolls of the Department of
Parks and Public Property for the
first half of December, 1939, and the
weekly payrolls as hereinafter set
forth, be and the same are hereby ap-
proved, confirmed and ratified:

PUBLIC BUILDINGS

John Cyllenhammer, temporarily appointed Stationary Engineer, at a salary of \$3,180.00 per annum, effective December 1st, 1939, for a period of one month. (To comply with five day per week regulations).

PRINTING AND STATIONERY

Louis Kresner, temporarily appointed Utilityman, at a salary of \$1,500.00 per annum, effective December 7th, 1939, for a period of one week only.

ANNUAL VACATIONS, WITH PAY, GRANTED EFFECTIVE ON DATES SHOWN:

SHADE TREE

Rocco Andriola, Laborer, 7 days, November 24, 1939.

Angelo Buro, Laborer, 7 days, November 24, 1939.

John M. Cronin, Laborer, 7 days, November 24, 1939.

Salvatore Di Stefano, Laborer, 7 days, November 24, 1939.

Moses Hill, Laborer, 7 days, November 30, 1939.

Anton Liskaski, Laborer, 7 days, November 24, 1939.

Joseph Resslerand, Laborer, 7 days, November 30, 1939.

Sylvester Romano, Laborer, 7 days, November 24, 1939.

Joseph Tortoriello, Laborer, 7 days, November 24, 1939.

Nunzio Saporì, Laborer, 7 days, November 24, 1939.

Fred Veneziano, Laborer-Tree

Climbing, 4 days, November 20, 1939.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, by the Board of Commissioners of the City of Newark that the hourly wage rate of Laborers employed in the Bureau of Street Cleaning in the Department of Public Affairs, whose names are set forth on attached sheet No. 1, be and the same is hereby increased from the present rate of 57 cents per hour to 65 cents per hour; each of said employees to be paid at the said hourly rate for the actual number of work hours each week that each of the said employees is and shall be employed, effective November 16, 1939.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

November 29,, 1939.

LABORERS IN THE BUREAU OF STREET CLEANING

Working in the Garage.

Name	Present Proposed	
	Rate per hr.	Rate per hr.
Nick Giovanni	57c	65c
Joseph Criqui	57c	65c
Ernest Herrmann	57c	65c
Harold Lutes	57c	65c
Charles Morgan	57c	65c
William Lanno	57c	65c
Charles Bird	57c	65c

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting; requested one week's delay for further study.

RESOLVED, by the Board of Commissioners of The City of Newark that the hourly wage rate of Laborers, employed as Street Cleaners in the Bureau of Street Cleaning, in the Department of Public Affairs, whose names are set forth on attached sheets Nos. 1, 2, 3, 4 and 5, be and the same is hereby increased from the present rate of Forty-five and one-half cents (\$.45½) per hour to Fifty cents (\$.50) per hour; each of said employees to be paid at the hourly rate for the actual number of work hours each week and that each of the said employees is and shall be employed, effective November 16, 1939.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

November 22, 1939.

Laborers in the Bureau of Street Cleaning.

Engaged in Street Cleaning work.

Name	Present Rate per hr.	Proposed Rate per hr.
Ackerman, Wm.	45½c	50c
Atkinson, Fred	"	"
Atkinson, Fred	"	"
Avancella, Antonio	"	"
Bable, Bert	"	"
Baldwin, Daniel	"	"
Ballard, Oscar	"	"
Beach, Al	"	"
Becks, John	"	"
Beyer, Gus	"	"
Bonnett, Emil	"	"

Name	Present Rate per hr.	Proposed Rate per hr.
Bowers, Henry	"	"
Braxton, Wm.	"	"
Buob, Wm.	"	"
Burgesser, Emil	"	"
Caldwell, James	"	"
Camel, Mack	"	"
Caravello, Pietro	"	"
Carrello, Louigi	"	"
Carter, Wm.	"	"
Castegnello, Dom.	"	"
Castellano, Jos.	"	"
Chiraco, Angelo	"	"
Cianci, Vito	"	"
Ciccone, Pasq.	"	"
Coleman, Wallace	"	"
Cordasco, Vincent	"	"
Cozzolino, Greg.	"	"
Craig, Fred	"	"
D'Annico, Jos.	"	"
D'Angelo, Giovanelli.	"	"
Davidson, Louis	"	"
DeCristoforo, Angelo ..	"	"
DeFalco, Pasq.	"	"
DelGrippo, Onofrio ..	"	"
Deo, Angelo	"	"
Deo, George	"	"
DePaola, Lougi	"	"
DeRosa, Perrie	"	"
Didio, Carratto	"	"
Dispensieri, Cataldo..	"	"
Early, Ben	"	"
Eggert, Wm.	"	"
Feldman, Chas.	"	"
Fernidola, Frank	"	"
Fernley, John	"	"
Ferrara, Guiseppi	"	"
Frischia, Sam	"	"
Frisco, Frank	"	"
Futzuhn, Jos.	"	"
Gentempo, Pasq.	"	"
Giambo, Antonio	"	"
Goldke, Aug.	"	"
Goldke, Jas.	"	"
Grande, Jas.	"	"
Granieri, Carmine	"	"
Graves, Davis	"	"
Griffin, Allen	"	"
Hobicht, Peter	"	"
Harris, Rubin	"	"
Heinlein, Wm.	"	"

Name	Present Proposed		Name	Present Proposed	
	Rate	Rate		Rate	Rate
	per hr.	per hr.		per hr.	per hr.
Hill, Ed.	"	"	Scher, Phillip	"	"
Hill, Matthew	"	"	Schmidt, Chas.	"	"
Holmes, Herman	"	"	Scott, Wm.	"	"
Holmes, Jos.	"	"	Seigle, Fred	"	"
insillia, Donato	"	"	Serritella, Jas.	"	"
Jackson, Theo.	"	"	Sheffield, Jesse	"	"
Jones, Andrew	"	"	Sibillia, Louigi	"	"
Keim, John	"	"	Simoniello, Dom.	"	"
Kuller, Jacob	"	"	Simpson, King	"	"
Kurtz, Max	"	"	Smith, Jos.	"	"
Lanno, Frank	"	"	Spencer, Frank	"	"
Lembo, Vincenzo	"	"	Storgman, Dezzo	"	"
Leonardis, Geo.	"	"	Stockhammer, Harry ..	"	"
Levine, Marcus	"	"	Strauss, Robinson	"	"
Lordi, Concorde	"	"	Taborsky, Harry	"	"
Luzzi, Natalo	"	"	Talbott, Ollie	"	"
Lynch, Wm.	"	"	Thorn, Arthur	"	"
McCauley, Jos.	"	"	Tolar, Wm.	"	"
Mack, Jos.	"	"	Trimarco, Sebato	"	"
Magar, Geo.	"	"	Trinnison, Wm.	"	"
Manson, Aaron	"	"	Vantorano, Patsy	"	"
Marcy, Frank	"	"	Volpe, Anthony	"	"
Masteriano, Peter	"	"	Walnut, Frank	"	"
Mattell, Geo.	"	"	Williams, Jos.	"	"
Menza, Vincenzo	"	"	Yaculla, Peter	"	"
Millefonti, John	"	"	Yaucella, Nicola	"	"
Mitchell, Jas.	"	"	Zito, Jos.	"	"
Monaco, John	"	"			
Moran, John	"	"	The roll being called, the resolution		
Newby, Frank	"	"	was declared adopted by the follow-		
Nicoletti, Giovanni	"	"	ing votes:		
Nicoletti, Pasq.	"	"	Yeas: Commissioners Franklin,		
O'Rourke, Lawrence ..	"	"	Murphy, Mayor Elienstein.		
Osborne, Ernest	"	"	Commissioner Byrne not voting; re-		
Pagano, Frank	"	"	quested one week's delay for further		
Pagano, Genaro	"	"	study.		
Pasztor, Daniel	"	"	RESOLVED, by the Board of Com-		
Pettermann, Geo.	"	"	missioners of The City of Newark,		
Policaastro, Jos.	"	"	that the hourly wage rate of Labor-		
Reddy, Frank	"	"	ers employed in the Bureau of Streets		
Reo. Anello	"	"	and in the Bureau of Street Cleaning,		
Richardson, Chas.	"	"	operating heavy motor equipment, all		
Riley, Wm.	"	"	in the Department of Public Affairs,		
Roccogeri, Dom.	"	"	whose names are set forth on the at-		
Rosenkrantz, Jos.	"	"	tached sheets, Nos. 1, 2 and 3, be and		
Royster, Milton	"	"	the same is hereby increased from		
Russo, Anthony	"	"	the present rate as set forth after		
Ryan, Geo.	"	"			
Sanatore, Frank	"	"			
Scognelli, Francisco ..	"	"			

Name	Present Rate per hr.	Proposed Rate per hr.
------	----------------------------	-----------------------------

each name to the hourly rate of Seventy-five cents (\$.75) each of said employees to be paid at the said hourly rate for the actual number of work hours each week that each of the said employees is and shall be employed, effective November 16, 1939.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

November 22, 1939.

Laborers in Bureau of Street Cleaning
operating heavy motor equipment.

Name	Present Rate per hr.	Proposed Rate per hr.
------	----------------------------	-----------------------------

Accaria, Philip	57c	75c
Baccaro, Nicholas	"	"
Bartell, Hugo	65c	75c
Becker, Wm.	57c	75c
Bierbaum, John	"	"
Bowden, Earl	"	"
Buche, Henry	"	"
Bravette, Patsy	"	"
Caprio, Michael	"	"
Coppola, Louis	"	"
Costa, Domenick	"	"
D'Alessio, Jerry	"	"
D'Amore, Patsy, 2d....	"	"
DeDomenick, Russell	"	"
Doremus, Wilbur	"	"
Ferra, John	"	"
Gilby, Roger	"	"
Harris, Geo. S.	"	"
Hilliard, John	"	"
Hines, James	"	"
Jonas, Milford	"	"
Leberto, Michael	"	"
Lefand, Anthony	65c	75c
Loriot, Bert	57c	75c
Lynch, John J.	"	"
Morriello, Thomas	65c	75c
Meyer, Edward	57c	75c
Meyer, Frank	"	"
Moore, Fred	"	"

Name	Present Rate per hr.	Proposed Rate per hr.
------	----------------------------	-----------------------------

Napoliello, Albert	"	"
Padula, Mathew	"	"
Peppe, Andrew	"	"
Ferrelli, Frank	"	"
Pintozi, Salvatore	"	"
Poh, Joseph	"	"
Raber, Edward	"	"
Racioppi, Frank	"	"
Ravo, Victor	"	"
Rello, John	"	"
Rice, Wm.	65c	75c
Ritt, Walter	57c	75c
Rizzo, Rocco	"	"
Russo, Peter	"	"
Salzano, Nicholas	"	"
Schultz, Joseph	"	"
Seria, John	"	"
Sivolella, Dominick ..	"	"
Skelly, Robt.	"	"
Testa, Angelo	"	"
Velardo, Patsy	"	"
Ventola, Carime	"	"
Wagner, Chas.	"	"
Wean, Stewart	60c	75c
Weichelmann, Edw.	57c	75c
Weston, Charles	"	"
Willms, Arthur	"	"
Williamson, Wm.	"	"

Laborers in the Bureau of Streets
operating heavy motor equipment.

Lambardi, Dominick	54c	75c
Greely, Bernard	"	"
Hatch, Walter	"	"
Tully, Bernard	"	"
Young, Percy	"	"

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

Commissioner Byrne not voting; re-
quested one week's delay for further
study.

BE IT RESOLVED, by the Board

of Commissioners of The City of Newark, that all Laborers, employed as Loaders and Pulpers, Bureau of Street Cleaning, Department of Public Affairs, employed at the present rate of Sixty cents (\$.60) per hour, shall be paid at the said hourly rate for the actual work hours each week that each of the said employees is and shall be employed, effective November 16, 1939.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting; requested one week's delay for further study.

RESOLVED, that the resolution No. 6083 adopted by this Board of Commissioners on November 15th, 1939, placing Dominick Stinis, also known as Dominick Stiuso, a Laborer in the Bureau of Street Cleaning of the Department of Public Affairs, on retirement, at \$9.10 per week, effective November 23rd, 1939, be and the same hereby is amended so that the said Stinis or Stiuso be retired at a compensation of \$10.92 per week, being one-half of the compensation heretofore received by him, said resolution in all other respects to remain in full force and effect.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting, requested one week's delay for further study.

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs, is filing project application No. 5209-A with the Work Projects Administration to provide employment for 207 persons to be taken from the relief rolls of the City, on a furniture, wood and metal work project, for which Federal funds are requested in the amount of \$189,760.92; and

WHEREAS, in said project application an amount is set up as the sponsor's contribution to provide rent, heat, light and power; and

WHEREAS, the Broad and Halsey Realty Company, a New Jersey corporation, is the owner of the buildings located at 359-361-363-365-367-369 Halsey Street in the City of Newark, which buildings contain approximately 20,000 sq. ft. of floor space which is well suited for the operation of said project, and has agreed to lease said buildings to the City of Newark on a month to month basis;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized, upon approval of said project, to enter into and execute a lease with the Broad and Halsey Realty Company of the City of Newark for the premises hereinbefore described at a rental of \$400.00 per month, payable monthly, said lease to be subject to termination by either the City of Newark or the Broad and Halsey Realty Company on thirty days notice in writing to the other, subject to such conditions and covenants as may be required by said Director of the Department of Public Affairs, and to approval as to form by the Law Department.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs, desires to file with the United States Work Project Administration, project application No. 5209-A to operate furniture and metal work project in the City of Newark, as Co-Sponsor; and

WHEREAS, the contribution requested of the United States Work Projects Administration for said project amounting to \$189,760.92 is contingent upon the expenditure of \$63,250.00 by the City of Newark as co-Sponsor;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$63,250.00 for the purpose aforesaid.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolution:

WHEREAS. on August 9th, 1939,

the Board of Commissioners of the City of Newark, on the recommendation of the Board of Adjustment dated August 8, 1939, adopted a resolution approving the construction and operation of a gasoline station including lubritorium on premises 520-526 Ferry Street, and permit issued on September 1, 1939, and

WHEREAS, the applicant, Thomas Niemiec, was unable to proceed with the construction within the allotted time;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that an extension of three months be granted to the said Thomas Niemiec for the commencement of the aforesaid work, said extension to expire February 9, 1940.

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, the Board of Commissioners of the City of Newark, pursuant to and in accordance with an ordinance adopted January 16, 1926, entered into a lease with Weyerhaeuser Timber Company, for certain premises in the Port Newark Terminal, City of Newark; and

WHEREAS, under the terms of the said lease dated January 16, 1926, the said Weyerhaeuser Timber Company as tenant did covenant and agree by Paragraph 5b thereof that it would not let, sublet or underlet the premises or any part thereof, except to a subsidiary corporation owned or controlled by the tenant, without the written consent of the City; and

WHEREAS, Weyerhaeuser Timber Company desires to use part of the leased premises for treating lumber and forest products with creosote and other preservatives, through and by means of the construction and operation of a wood-preserving plant, and said Weyerhaeuser Timber Company desires to sublet to the American Lumber and Treating Co., a corporation, part of the premises for the aforesaid purposes; and

WHEREAS, in the opinion of the Board of Commissioners of the City of Newark the subletting of part of the leased premises for the proposed purpose would be to the advantage of the City of Newark, and the development of Port Newark, as well as to the City's tenant, the Weyerhaeuser Timber Company;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs, together with the City Clerk be and they are hereby authorized and directed to execute, on behalf of the said City, the necessary written consent for the subletting of part of the premises now leased to the said Weyerhaeuser Timber Company, from the City of Newark under the lease of January 16, 1926, to the American Lumber and Treating Co., a corporation.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, by the Board of Commissioners of The City of Newark, that Resolution No. 6157-F, adopted

by this Commission on November 22, 1939, be and the same is hereby rescinded.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Benjamin Harris (Paul Hohman and Arion Building and Loan Association, owners); for the erection of a loading garage for laundry located at 379-383 South Seventh Street in a 3rd residence district; premises 408-410 South Eighth Street; on condition that the prevailing setback line be observed, as shown on the architectural plans;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any per-

son who desires to be heard in opposition to this application?

Commissioner Byrne: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Nicholas Giuliano (Lidgerwood Estates, Inc., owner); for the establishment and operation of an addition to present automobile parking station in a 2nd business district; premises 19 Lombardy Street; same to be operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move

that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of N. J. Toilet & Towel Supply Co., owner; for the renewal of permit for automobile parking station; premises 69-73 New Street (113 Washington Street); such use to be limited to the period of one year ending November 4, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is that referred to here?

The Clerk: That was laid over from last week on account of objections to it, Mr. Mayor. There were objections before the Board of Adjustment.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move that the action of the Adjustment Board be concurred in.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., November 28, 1939.

The Board of Commissioners of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day a resolution was adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928, (40;55-39 Revised Statutes of 1937) that the following application for a variance from the terms of the Zoning Ordinance be allowed:

*212-214 Stuyvesant Avenue; George Glasson; renewal of permit for automobile repair shop; such use to be limited to the period of two years ending November 16, 1941.

Respectfully submitted,
R. B. Rankin, Secretary.

(This matter to be heard by the Board of Commissioners at its meeting of November 29, 1939.)

Ordered filed.

The Clerk: There is one matter that can be acted on today, the matter of George Glasson, 212-214 Stuyvesant Avenue.

Commissioner Byrne: I move that the rules be suspended.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of George Glasson (Ruby Mendelson, owner); for the renewal of permit for automobile repair shop; premises 212-214 Stuyvesant Avenue; such use to be limited to the period of two years ending November 16, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: We will now proceed to vote for candidates to fill the vacancy in the City Commission.

Mayor Ellenstein offered the following resolution:

WHEREAS, at a meeting held on the 22nd day of November, 1939, the Board of Commissioners of the City of Newark did adopt a resolution, a true copy of which is annexed hereto, made a part hereof, and marked Schedule A, and whereas Commissioner Vincent J. Murphy did vote for a certain resolution adopted October 18, 1939, which resolution, adopted October 18, 1939, was recited in full in the resolution adopted November 22, 1939, and

WHEREAS, in voting for such resolution of October 18, 1939, Commissioner Vincent J. Murphy did admit that he had not bona fide participated in the balloting to fill the vacancy resulting from the resignation of Michael P. Duffy, and whereas, despite the adoption of the said resolution on October 18, 1939, and despite the adoption of the resolution above mentioned on November 22, 1939, and whereas despite the request and demand made in the said resolutions above mentioned upon Commissioner Vincent J. Murphy to fulfill his duty by bona fide participating in the balloting to fill the above mentioned vacancy, nevertheless, the said Commissioner Vincent J. Murphy did, at the meeting of November 22, 1939, continue to refuse and fail to bona fide participate in the balloting to fill said vacancy; and

WHEREAS, up to the present time, Commissioner Vincent J. Murphy has failed and refused to perform the duty imposed upon him by law and by the statute in such case made and provided by bona fide participating in the balloting to fill said vacancy;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that again there be directed to the attention of Commissioner Vincent J. Murphy the fact that he has failed to fulfill his duty as required by law, and the Board of Commissioners do again demand and require of the said Commissioner Vincent J. Murphy that he fulfill the duty imposed upon him by law by bona fide participating in the balloting to fill the vacancy resulting from the resignation of Michael P. Duffy as Commissioner.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

(On roll call: Commissioners Byrne, Franklin, Mayor Ellenstein voted aye; Commissioner Murphy voted no.)

Mayor Ellenstein: We will proceed now with the voting for candidates.

Commissioner Murphy offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark, that, in order to avoid duplication of effort resulting from the overlapping of our local government functions, with its consequent unnecessary expenditure of taxpayers' money, and in the interest of more efficient and lower cost of our local governmental operations, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks

Shade Tree Division

Building Department

Insurance Fund Commission

Housing Authority

Printing and Stationery Division

Division of Central Purchase

be and the same are hereby distributed into the Department of Parks and Public Property, and the Director of the Department of Parks and Public Property is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks

Shade Tree Division

Building Department

Insurance Fund Commission

Housing Authority

Printing and Stationery Division

Division of Central Purchase and shall perform all of the duties now or hereafter imposed by law with respect thereto.

Vincent J. Murphy

Commissioner Murphy: I move for its adoption.

Mayor Ellenstein: Is this the same resolution?

Commissioner Murphy: Exactly the same.

(On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein: The resolution having received but two votes is declared defeated.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Relief

Overseer of the Poor

Soldier and Sailors Aid Bureau

Camp Newark

Employment Bureau

Municipal Assistance Board

Labor Relations Board

Health Bureau

City Hospital

Alms House

Home for Boys

Baths

Dog Pound

be and the same are hereby distributed into the Department of Public Works, and the Director of the Department of Public Works is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Relief

Overseer of the Poor

Soldiers and Sailors Aid Bureau

Camp Newark

Employment Bureau

Municipal Assistance Board

Labor Relations Board

Health Bureau

City Hospital

Alms House

Home for Boys

Baths

Dog Pound

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Commissioner Murphy: I move its adoption.

(On roll call: Commissioners Byrne

and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein: The resolution having received but two votes is declared defeated.

Commissioner Murphy offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Police Division

Police Courts

Fire Division

Weights and Measures

Smoke Abatement

All Licenses

Street Lighting

Transportation Regulation

be and the same are hereby distributed into the Department of Public Safety, and the Director of the Department of Public Safety is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Police Division

Police Courts

Fire Division

Weights and Measures

Smoke Abatement

All Licenses

Street Lighting

Transportation Regulation

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Commissioner Murphy: I move its adoption.

(On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein: The resolution having received but two votes is declared defeated.

Commissioner Murphy offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Comptroller

Treasurer

Tax Receiver

Auditor of Accounts

Board of Assessment and Revision of Taxes

Board of Assessment for Local Improvements

Board of Adjustment

Sinking Fund Commission

Billing, Collection and Auditing Division, now in the Water Bureau,

Martin Act.

Pension Funds.

Law Department

be and the same are hereby distributed into the Department of Revenue and Finance, and the Director of the Department of Revenue and Finance is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the:

Comptroller

Treasurer

Tax Receiver

Auditor of Accounts

Board of Assessment and Revision of Taxes

Board of Assessment for Local Improvements

Board of Adjustment

Sinking Fund Commission

Billing, Collection and Auditing division, now in the Water Bureau,

Martin Act

Pension Funds

Law Department

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Commissioner Murphy: I move its adoption.

(On roll call: Commissioners Byrne

and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein: The resolution having received but two votes is declared not passed.

Commissioner Murphy offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Streets

Street Cleaning

Refuse Collection

Sewers

Water Department, except the billing, collection and auditing functions thereof,

Airport

Docks

Passaic River Waterfront

Municipal Waterfronts

Port Newark Development

Art Commission

Free Public Library

Museum

Board of Education

Newark Technical School

District Courts

City Clerk

be and the same are hereby distributed into the Department of Public Affairs, and the Director of the Department of Public Affairs is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Streets

Street Cleaning

Refuse Collection

Sewers

Water Department, excepting the Billing, Collection and Auditing functions thereof,

Airport

Docks

Passaic River Waterfront

Municipal Waterfronts

Port Newark Development

Art Commission

Free Public Library

Museum

Board of Education

Newark Technical School

District Courts

City Clerk

and shall perform all of the duties now or heretofore imposed by law with respect thereto, (except the housing and maintenance of all real and personal property connected therewith.)

Vincent J. Murphy

Commissioner Murphy. I move the adoption.

(On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein: The resolution having received but two votes is declared defeated.

We will now proceed with the balloting for candidates to fill the vacancy in the City Commission.

Is there any presentation by any member of the City Commission?

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: All in favor of Thomas Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.)

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Is there any other?

Commissioner Franklin: James Pellecchia, Jr.

Mayor Ellenstein: Anybody in favor of James Pellecchia, Jr. will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Pellecchia,

having received but two votes is declared not elected.

I again present the name of labor's choice, Louis R. Mazzei. Anybody in favor of Louis R. Mazzei being chosen will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Mazzei, labor's choice, is declared not elected, having received but two votes.

Is there any other presentation?

Commissioner Byrne: J. Victor D'Aloia.

Mayor Ellenstein: Director Byrne presents the name of J. Victor D'Aloia. All those in favor of J. Victor D'Aloia being chosen signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Byrne voted aye; Commissioners Franklin and Murphy and Mayor Ellenstein voted no.)

Mayor Ellenstein: Mr. D'Aloia having received but one vote is declared not elected.

Are there any other presentations?

(There was no response.)

I will present the name of Carl Abruzzese. All in favor of Carl Abruzzese being chosen to fill the vacancy signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Is there any other presentation?

(There was no response.)

I present the name of Judge Ralph Villani. All in favor of Judge Villani being chosen to fill the vacancy signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Any other presentation?

(There was no response.)

Then I will present the name of Dr. Ames Filippone. All in favor of Dr. Filippone being chosen to fill the vacancy signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Dr. Filippone having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Charles R. Hardin.

Mayor Ellenstein: Director Byrne presents the name of Charles R. Hardin. Anybody in favor of Charles R. Hardin being chosen to fill the vacancy signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Byrne

voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.)

Mayor Ellenstein: Mr. Hardin having received but one vote is declared not elected.

I present the name of a man who has served the Board of Education for many years, Mr. Frank Cozzoline, to fill the vacancy. All in favor of Mr. Cozzoline being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations?

(There was no response.)

What is the disposition of the Commission? Are there any candidates to be presented? What is the disposition of the Commission? Do you have any new candidates to present?

Do you have any candidates to present, Director Murphy?

Director Murphy: No. I am participating on them but I have no candidates.

Mayor Ellenstein: What is the disposition of the Commission?

Commissioner Franklin: I move that we adjourn.

Commissioner Byrne: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

The Board of Commissioners of
The City of Newark, N. J.

APPROVED:

H. S. REICHENSTEIN,
City Clerk.

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE JR.
PEARCE R. FRANKLIN

MINUTES OF MEETINGS OF THE Board of Commissioners

December, 1939

Newark, N. J., December 6, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 4:30 P. M. Standard Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

Commissioner Murphy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading,

The Clerk then read the ordinance as follows:

An Ordinance to amend an ordinance entitled: "An Ordinance to regulate and establish the opening and closing hours of establishments licensed for the sale of alcoholic beverages and fixing a penalty for violation of the provisions thereof," adopted July 25, 1934, with the amendments and supplements thereto.

The Board of Commissioners of The City of Newark, Do Ordain:

Section 1. That Section 1 of an ordinance entitled: "An Ordinance to amend an Ordinance entitled: "An Ordinance to Regulate and establish the opening and closing hours of establishments licensed for the sale of alcoholic beverages and fixing a penalty for violation of the provisions thereof," adopted July 25th, 1934, and amended April 10th, 1935, July 3rd, 1935, and December 23rd, 1936, and December 21, 1938, be and the same is hereby amended to read as follows:

Section 1: No person or persons, partnership, firm or corporation shall

sell or serve any alcoholic beverage between the hours of three o'clock A. M. and seven o'clock A. M., on weekdays and between the hours of three o'clock A. M., and twelve o'clock Noon, on Sundays, except on January 1st of any year; provided however that on January 1st no alcoholic beverages shall be sold or served between the hours of five o'clock A. M. and seven o'clock A. M.; provided however that when January 1st is on Sunday no alcoholic beverage shall be sold or served between the hours of five o'clock A. M. and twelve o'clock Noon, and on place or establishment licensed under an act of the Legislature of the State of New Jersey entitled: "An Act Concerning Alcoholic Beverages," shall be open during the above prohibited hours, except that restaurants, drug stores, and establishments where the principal business is other than the sale of alcoholic beverages may remain open during the above prohibited hours for such other purpose only. That all establishments selling alcoholic beverages by virtue of a Plenary Retail Consumption License shall be required to draw aside the curtains or screens obscuring the view from the street to the interior at three o'clock A. M., or five o'clock A. M., the closing hours designated, as the case may be, and keep same open at least until seven o'clock A. M. on weekdays and twelve o'clock, noon, on Sundays, except as aforesaid, so that a free and unobstructed view may be afforded the public from the street to the interior during the above prohibited hours. The hours herein mentioned refer to Standard Time, except during the period of Daylight Saving Time, when the hours of Daylight Saving Time shall apply.

Section 2. All ordinances and parts of ordinances inconsistent with the provisions of this ordinance shall be and the same are hereby repealed.

Section 3. This ordinance shall take

effect immediately upon final passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that December 20th, 1939, at 4:30 P. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to amend, Paragraph 6 of an ordinance entitled: "An Ordinance regulating and licensing taxicabs and the licensing of drivers thereof and designating taxicab stands and prescribing penalties for violations," adopted December 11, 1929.

The Board of Commissioners of the City of Newark, Do Ordain:

1. That Paragraph 6 of an ordinance entitled, "An Ordinance regulating and licensing taxicabs and the li-

censing of drivers thereof and designating taxicab stands and prescribing penalties for violations," adopted December 11, 1929, be and the same is hereby amended to read as follows:

6. No vehicle covered by the terms of this ordinance shall be licensed until it has been thoroughly and carefully inspected and examined by the said department and found to be in a thoroughly safe condition for the transportation of passengers. Every taxicab shall have a partition separating the driver from the passenger's compartment. The upper portion of such partition shall be of reinforced or unbreakable glass, and not obstructed by the use of curtains; and, where there is provided an auxiliary seat in and facing the passenger's compartment, to the right of the driver's seat, said auxiliary seat shall be separated from the driver's seat by a metal rail or partition at least six inches above and between the driver's seat and the auxiliary seat. Side curtains or shade shall not be permitted on any such licensed vehicle. The said department shall refuse a license to or, if already issued, revoke or suspend the license of any vehicle found to be unsafe for the transportation of passengers. The said department shall examine any taximeter attached to or to be attached to any taxicab to see that the same is accurate to the extent set forth in Section 19 hereof, before issuing a license to the applicant, and if already issued it may suspend the license of any vehicle whereon the taximeter attached is inaccurate and may revoke such license upon a repetition of the offense. The Department of Public Safety is hereby authorized and empowered to establish reasonable rules and regulations for the inspection of taxicabs and their appurtenances, construction and condition of fitness for the sale and adequate transportation of passengers.

2. All ordinances and parts of ordinances inconsistent with the provis-

ions of this ordinance be and the same are hereby repealed.

3. This ordinance shall take effect immediately upon final passage and publication in accordance with law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that December 20th, 1939, at 4:30 P. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance providing for the issuance of street improvement bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The Board of Commissioners of The City of Newark, Do Ordain, as follows:

Section 1. It is hereby determined and stated that the Board of Commissioners of The City of Newark proposes to resurface certain public streets in said City with bituminous concrete, or penetration macadam, or sheet asphalt, or with bricks or blocks of any material laid on concrete or sand or other foundation, or with concrete, with the aid of the Works Progress Administration of the United States of America; that said purpose is not a current expense of said City, and that it is necessary to finance said purpose by the issuance of obligations of said City, pursuant to the Local Bond Law of New Jersey, as herein-after provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law, that (a) the estimated maximum amount of money necessary to be raised from all sources for said purpose is Two Hundred Fifty Thousand Dollars (\$250,000); (b) the maximum amount which is to be charged as a part of the cost of said purpose and which is necessary to finance interest on obligations issued to finance such purpose or to finance engineering or inspection costs and legal expenses, or to finance the cost of the issuance of said obligations, as provided in Section 40:1-55 of said Law, is Twenty-five Thousand Dollars (\$25,000); and (c) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is Two Hundred Fifty Thousand Dollars (\$250,000).

Section 3. Pursuant to Section 40:1-12 of said Local Bond Law, the sum of Fifty Thousand Dollars (\$50,000) shall be included as a down payment to finance said purpose, in the budget of said city for the fiscal year beginning January 1, 1940, in addition to any sums which may otherwise be required to be appropriated in said budget for the payment of interest on or any maturing principal of the obligations authorized to be issued by this ordinance.

Section 4. It is hereby determined and stated that part of the cost of said purpose, in labor or materials, is to be met by the Works Progress Administration of the United States of America.

Section 5. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding Two Hundred Thousand Dollars (\$200,000) be designated "Street Improvement Bonds," are hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose, including the portion of the cost of said purpose to be paid from said down payment, Bond Anticipation Notes of said City of an aggregate principal amount not exceeding Two Hundred Fifty Thousand Dollars (\$250,000) are hereby authorized to be issued in anticipation of the issuance of said bonds pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by law. All matters with respect to said notes not determined by this ordinance shall be determined by resolutions to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be ap-

plied to the payment of such notes then outstanding.

Section 7. It is hereby determined and declared that the period of usefulness of said purpose is a period of five years, computed from the date of said bonds.

Section 8. No part of the cost of financing said purpose has been or is to be specially assessed against property specially benefited thereby.

Section 9. It is hereby determined and declared that the Supplemental Debt Statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 40:1-76 of said Law, is increased by this ordinance by Two Hundred Fifty Thousand Dollars (\$250,000), and that the issuance of said obligations is permitted by an exception to the debt limitations prescribed by said Law, contained in Subdivision (d) of Section 40:1-16 of said Law.

Section 10. This ordinance shall take effect twenty days after the first publication thereof after final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne: I am voting "aye" with reservations.

Commissioner Murphy moved that December 20th, 1939, at 4:30 P. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and

give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance granting Newark Farmers Market, Inc. permission to construct, operate and maintain a single track freight siding at grade across Lister Avenue from a point in the northerly line of same in straight continuation northerly of the easterly line of Catherine Street, thence curving to the left in a general south-westerly direction with a radius of 193.18 feet crossing Lister Avenue to a point in the southerly line of the same distant westerly 87 feet from the southwesterly corner of Lister Avenue and Catherine Street.

The Board of Commissioners of The City of Newark, Do Ordain:

Section 1. That permission be and the same is hereby granted to Newark Farmers Market, Inc. to construct, operate and maintain a single track freight siding at grade across Lister Avenue from a point in the northerly line of the same in straight continuation northerly of the easterly line of Catherine Street; thence curving to the left in a general south-westerly direction with a radius of 193.18 feet crossing Lister Avenue to a point in the same distant westerly 87 feet from the south-westerly corner of Lister Avenue and Catherine Street, as shown on a map prepared under the direction of this Board,

which map is hereto attached and made a part thereof and a copy of which map is on file in the office of the Chief Engineer, Department of Public Affairs, known and designated as Map No. 1007-S, dated November 8, 1939.

Section 2. That said permission be and the same is hereby given upon the condition and provision that the said single track freight siding shall be removed within ninety (90) days after the receipt by the said Newark Farmers Market, Inc., or their successors, of notice from the City of Newark ordering the discontinuance of said single track freight siding; and upon the further condition and provision that the said single track freight siding shall be changed in grade to correspond to any changes that may be made in the grade of Lister Avenue, and upon the still further condition, that the portion of the single track freight siding within the limits of Lister Avenue shall be constructed with nine inch Trilby rail and the area between the rails shall be paved with new granite block pavement on a concrete foundation with asphalt and sand filled joints; and that a watchman with proper signals shall be stationed at the crossings whenever necessary to give warning of the passing of cars or locomotives.

Section 3. That the said permission is given upon the further condition that the said Newark Farmers Market, Inc. shall, at their own expense, make all changes in the pavement, curb and sidewalk, including sewer basin and hydrant work, made necessary by the installation of said single track freight siding at grade to the satisfaction of the Director of the Department of Public Affairs.

Section 4. That the said Newark Farmers Market, Inc. shall indemnify and save harmless the said City of Newark, its officers, agents and servants from any and all claim, or

claims, whatsoever for any damage to any person, firm or corporation, arising from or in any way connected with the granting of said privilege or by reason of the location, grade, maintenance and existence of said single track freight siding at grade.

Section 5. That such permission be and the same is hereby granted upon the further condition that the said Newark Farmers Market, Inc. shall file with the clerk of the City of Newark their written acceptance of the provisions of this ordinance within thirty (30) days of the date on which it takes effect and shall pay on demand of the City of Newark the amount of the cost and expense to the City of all official publications of this ordinance.

Section 6. That this ordinance shall take effect immediately and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance, be and the same are hereby repealed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that December 20th, 1939, at 4:30 P. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to supplement and amend an ordinance entitled "An Ordinance concerning the operation and maintenance of open air parking stations in The City of Newark, and providing for the licensing thereof," adopted June 15, 1932, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne: I move action on this ordinance be deferred for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Thirteen Thousand Eight Hundred Eight Dollars and Thirty-five Cents (\$13,808.35) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions Prior Years
Taxes Granted by State
Board of Tax Appeals\$13,808.35

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of

Twenty-two Thousand Four Hundred Twenty-four Dollars and Sixty-six Cents (\$22,424.66) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance, from November 16th to November 30th, 1939, as follows:

Director's Office	\$ 1,341.65
Comptroller's Office	2,717.84
Auditor's Office	2,003.33
Treasurer's Office	1,007.04
Receiver of Taxes	3,778.18
Arrears Personal Taxes	1,501.98
Board of Assessment and Revision of Taxes	6,788.03
W.P.A. Tax Revaluation Project 5406-7	208.33
Board of Assessment for Local Improvements	869.98
First District Court	1,096.66
Second District Court	1,111.64
	<hr/>
	\$ 22,424.66

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand Four Hundred Four Dollars and Forty-four Cents (\$1,404.44) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, being the overtime payroll of the Tax Receiver's Office covering period from October 30th to November 25th, 1939:

Tax Receiver\$1,404.44

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-four Thousand Fifty-seven Dollars and Sixty-six Cents (\$34,057.66) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve for Overpayment	
Tax Receiver	\$ 22,049.63
Reserve for Overpayment	
Comptroller	6,907.81
Tax Receiver	205.97
The Sinking Fund Commission of The City of Newark, N. J.	2,702.10
Tax Board	1,211.80
W.P.A. Tax Revaluation Project 5406-7	980.35
	<hr/>
	\$ 34,057.66

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Eight Hundred Fifty-three Dollars and Fifty-nine Cents (\$853.59) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Director's Office	\$ 30.00
Police Courts	25.00
Municipal Board of Alcoholic Beverage Control	59.22
License Division	396.17
Building Division	237.40
Electrical Division	105.80
	<hr/>
	\$853.59

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Seventeen Thousand Eight Hundred Sixty-five Dollars and Ninety Cents (\$217,865.90) be and the same is hereby appropriated to the persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety, from November 16th to 30th, 1939, as follows:

Director's Office	\$ 395.83
License Division	714.57
Building Division	3,137.47
Electrical Division	1,897.48
1st Criminal and Family Courts	1,104.16
2nd Criminal Court	610.39
3rd Criminal Court	354.16
Night Police Court	312.49
Police Division	129,851.60
Fire Division	79,487.75
	<hr/>
	\$217,865.90

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas. Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the
following resolutions:

RESOLVED: That the sum of
Two Thousand Six Hundred Eleven
Dollars and Twenty-four Cents (\$2,-
611.24) be and the same is hereby ap-
propriated to the persons named on
annexed certified lists, being the bills
and claims of the Department of Pub-
lic Works, as follows:

Outdoor Poor Department..\$	50.16
Emergency Relief Appro-	
priation	1,835.30
Newark City Hospital	725.78
	<hr/>
	\$ 2,611.24

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Six Hundred Thirty-three Dollars and
Thirty-three Cents (\$633.33) be and
the same is hereby appropriated to
the City Treasurer, being the month-
ly payroll of the Department of Pub-
lic Works, from November 1st to 30th,
1939, as follows:

United States Social Hygiene \$633.33

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
One Hundred Four Thousand Six-
Hundred Sixty Dollars and Seventy-
seven Cents (\$103,660.77) be and the
same is hereby appropriated to the
City Treasurer, being the semi-month-
ly payroll of the Department of Pub-
lic Works, for the last half of No-
vember, 1939, as follows:

Director's Office	\$ 1,566.65
Newark City Hospital	
(WPA Project 5410-7) ..	166.66
Bureau of Health	24,588.72
Newark City Hospital	24,339.60
Convalescent Hospital	2,003.99
Newark City Home	3,121.00
Bureau of Baths	5,288.31
Newark City Alms House..	2,415.65
Ivy Hill Power Plant	2,758.61
Outdoor Poor Department	2,159.98
Law Department	3,933.29
Board of Adjustment	470.00
Emergency Relief—	
Administration	31,848.31
	<hr/>
	\$104,660.77

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the fol-
lowing resolutions:

RESOLVED: By the Board of Com-
missioners of the City of Newark
that the sum of Fourteen Thousand,
Three Hundred Seventy-six Dollars
and Eighty-four Cents (\$14,376.84)
be and the same is hereby appropriat-
ed to the City Treasurer, same being
the semi-monthly payrolls of the De-
partment of Parks and Public Prop-
erty from November 16th to Novem-
ber 30th, 1939, as follows:

Director's Office	\$ 1,029.15
Smoke Abatement	179.16

Public Buildings	8,586.87
Public Buildings, City	
Owned Property	219.86
Weights and Measures	547.66
Printing and Stationery	242.50
Shade Tree	1,457.49
WPA Project 1485-7	208.33
Bureau of Central Purchase	1,905.82
	<hr/>
	\$ 14,376.84

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Three Thousand, Five Hundred Fourteen Dollars and Sixty-three Cents (\$3,514.63) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction, (WPA Project 6926-7-7) ..	\$3,116.32
Street Construction, (WPA Project 6926-7)	75.00
Street Construction, (WPA Project 3531-7)	323.31
	<hr/>
	\$3,514.63

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Ninety-five Dollars and Twenty Cents (\$395.20) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Care and Relief of Indigent
Children\$395.20

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Eighty-two Dollars and Seventy Cents (\$582.70) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Cleaning (WPA Project 6409-7)	\$166.04
City Planning (WPA Project 5358-7)	416.66
	<hr/>
	\$582.70

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-eight Thousand Nine Hundred Five Dollars and Eighty-five cents (\$48,905.85) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Semi-monthly payroll, period
November 16th-November 30th,
1939, both incl.:

Director's Office	\$ 1,452.07
Newark Airport	2,269.99
Bureau of Lighting	420.00
Bureau of Streets	6,102.41
Sidewalks	216.66
House Sewer Connections..	380.82
Bureau of Sewers	1,039.97
Bureau of Street Cleaning	4,206.57
Bureau of Surveys	3,209.16
Engineering Division	1,129.99
Bureau of Motors	1,927.63
Bureau of Water	19,440.71
Swimming Pool Projects ...	708.33
Bureau of Docks	1,095.00
Newark Labor Relations	
Board	390.00
Sewer Construction	782.07
Haynes Avenue Bridge	
Construction, General	200.00
Haynes Avenue Bridge	
Construction, P.W.A.....	270.83
City Clerk	3,223.64
Elections	440.00
	<hr/>
	\$ 48,905.85

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-seven Thousand Five Hundred Twenty-two Dollars and Eighty-nine Cents (\$37,522.89) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending November 29, 1939:

Newark Airport	\$ 2,129.85
Bureau of Motors	2,699.34
Bureau of Streets	1,960.34
Bureau of Sewers	878.22
House Sewer Connections ..	534.33
Bureau of Street Cleaning..	18,909.49
Street Construction	665.90
Bureau of Docks	778.80
Bureau of Water	8,966.62
	<hr/>
	\$ 37,522.89

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Sixty-three Dollars and Eighty Cents (\$263.80) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Bureau of Docks	\$ 1.00
Newark Airport	46.49
Motors	15.07
National Youth Administra-	
tion (WPA Project	
92-3E-41A)	1.00

City Planning (WPA Project 5358-7)	5.74
Toy Mending (WPA Project 5618-7)	12.49
Streets	6.00
Water	176.01
	<hr/>
	\$263.80

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Hundred Ninety-two Dollars and Seventy-seven Cents (\$792.77) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Planning (WPA Project 5358-7)	\$ 31.46
Toy Mending (WPA Project 5618-7)	143.81
National Youth Administration (WPA Project 92-3E-41A) (Hallowe'en Celebration)	67.50
National Youth Administration (WPA Project 76-7) (Home Making)	150.00
Furniture and Metal Works (WPA Project 5209)	400.00
	<hr/>
	\$792.77

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand, Five Hundred Nineteen Dollars and Forty-five Cents (\$1,519.45) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$ 37.00
Elections	107.50
Street Cleaning	1,145.48
City Clerk	229.47
	<hr/>
	\$1,519.45

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand Five Hundred Ninety-one Dollars and Forty-three Cents (\$4,591.43) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (Hayes Park East)	16.25
Swimming Pool Construction (Hayes Park West)	11.25
Swimming Pool Construction (Boylan Street)	115.25
Swimming Pool Construction (Hayes Park West)	765.00
Swimming Pool Construction (Hayes Park West)	221.00

Swimming Pool Construction (Boylan Street)	2,726.37
Swimming Pool Construction (Clifton Avenue)	736.31
	<hr/> \$4,591.48

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED, By the Board of Commissioners of The City of Newark that pursuant to Local Budget Act, R.S. 40:2-30, Transfers of Appropriations, that the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to make the following transfers to and from budget appropriation:

One Thousand Dollars (\$1,000.00) from the contribution for the Work Projects Administration appropriation in the Department of Public Affairs, to contribution for the Work Projects Administration appropriation in the Department of Public Works, Relief Administration Account, which funds are necessary to be applied as additional Sponsors Contribution to Project No. 3-7-5737, under which project cord-wood is cut and distributed free of charge to needy families on relief rolls of the City, and which contribution will permit of the assignment to this project of 100 additional W. P. A. workers to be new assignments taken from the relief rolls of the City.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

RESOLVED, By the Board of Commissioners of The City of Newark that pursuant to Local Budget Act R. S. 40:2-30 "Transferring Appropriations"—that the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to make the following transfers from and to Budget Appropriations:—

From:

Local Improvements	
Other than Personal	
Services	\$4,500.00

To:

Tax Board	1,500.00
Personal Services	1,500.00
Other than Personal	
Service	3,000.00

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

BARCLAY, MOORE & CO.
123 South Broad Street,
Philadelphia, Pa.

December 4, 1939.

Board of Commissioners of
The City of Newark,
New Jersey.

Gentlemen:—

The undersigned is the holder of the outstanding \$25,000 Funding Bonds, Series 2 of the Mayor and Common Council of the City of Newark, New Jersey, dated September 15, 1914, payable September 15, 1944, bearing interest at the rate of four and one-half per centum (4½%) per annum, payable semi-annually on March 15th and September 15th, and consisting of twenty-five bonds of the denomination of \$1,000 each, numbered from 2601 to 2625, inclusive, issued pursuant to an ordinance of The Mayor and Common Council of the City of Newark approved by the Mayor on September 5th, 1914. The bonds were originally issued in coupon form, but have been converted into registered bonds by the removal and cancellation of the coupons attached thereto and the execution by the Comptroller of the conversion certificates printed on the back of each of such bonds.

We hereby request that these bonds be reconverted, at the expense of the undersigned, into new coupon bonds of the same form and tenor as those originally issued.

In the event that our request is granted, we shall arrange to have the bonds duly transferred and registered to bearer prior to the issuance of the new coupon bonds.

Very truly yours,
G. G. Barclay.

Ordered filed.

Commissioner Murphy offered the following resolution:

WHEREAS, prior to the issuance of each of the outstanding bonds of the City of Newark, hereinafter described, a resolution was duly adopted by the governing body of said City providing that said bonds should be issued in coupon form, but should be registerable as to both principal and interest, and each of said bonds has, since its issuance, been converted into a registered bond by the removal

and cancellation of the coupons attached thereto and the execution by the City Comptroller of a conversion certificate printed on the back of such bond, and the holder of said bonds has presented a written request that said bonds be reconverted, at its expense, into new coupon bonds of the same form and tenor as those originally issued, and the Board of Commissioners desires to grant such request: NOW, THEREFORE,

BE IT RESOLVED By the Board of Commissioners of The City of Newark that the City Comptroller be and he hereby is authorized to issue new coupon bonds of the same form and tenor in exchange for the outstanding \$25,000 Funding Bonds, Series 2, of The Mayor and Common Council of the City of Newark, New Jersey, dated September 15, 1914, payable September 15, 1944, bearing interest at the rate of four and one-half per centum (4½%) per annum, payable semi-annually on the fifteenth days of March and September in each year, and consisting of twenty-five bonds of the denomination of \$1,000 each, numbered from 2601 to 2625, inclusive, issued on or about their date pursuant to an ordinance of The Mayor and Common Council of the City of Newark approved by the Mayor on September fifth, Nineteen hundred and fourteen.

FURTHER RESOLVED, That the Mayor be and he hereby is authorized and directed to sign each of the bonds to be issued pursuant to this resolution, and that the Comptroller be and he hereby is authorized and directed to countersign said bonds, and the City Clerk be and he hereby is authorized and directed to affix the corporate seal of said City, now in use, to each of said bonds and to sign each of said bonds. The coupons annexed to such reissued bonds shall bear the facsimile signatures of the Mayor, Comptroller and City Clerk.

FURTHER RESOLVED, That in other respects each of the bonds to be issued pursuant to this resolution and each of the interest coupons to be thereto attached shall be identical in form with said outstanding bonds as they were originally issued, except that each of said bonds shall recite on its face that it has been duly reissued pursuant to a resolution duly adopted by said Board on the 6th day of December, 1939, in exchange for a bond of the same form and tenor originally issued as a coupon bond pursuant to the ordinance recited in the outstanding bond in exchange for which said bond is to be issued, and thereafter converted into a fully registered bond.

FURTHER RESOLVED, That no bond shall be issued pursuant to this resolution in exchange for an outstanding bond unless prior thereto said outstanding bond shall have been registered to bearer.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, an emergency has arisen with respect to appropriation entitled "Pensions—Board of Works Pension Fund," as it appears in the Budget of the Department of Revenue and Finance for the year 1939; and,

WHEREAS, no adequate provision was made in the 1939 Budget for the aforesaid purpose; and,

WHEREAS, R.S. Section 40:2-31 provides for the creation of an emergency appropriation for the purpose above mentioned; and,

WHEREAS, the total amount of emergency appropriations created during the fiscal year 1939, including the appropriation to be created by this resolution, is \$224,503.19 and three per centum (3%) of the total current operating appropriations in the Budget for 1939, is \$495,209.63;

(1) NOW, THEREFORE, BE IT RESOLVED, That an emergency appropriation for said purpose be and the same is hereby made pursuant to R.S. Section 40:2-31 in the total amount of fifteen thousand (\$15,000) Dollars;

(1A) BE IT FURTHER RESOLVED that said appropriation shall be provided for in full in the 1940 Budget; and,

(1B) BE IT FURTHER RESOLVED That an "Emergency Note," or "Emergency Notes," not in excess of the above amount, be hereby authorized, pursuant to R. S. Section 40:2-31, and in accordance with the provisions of R.S. Sections 40:2-40 and 40:2-41 and 40: 2-43 to 40: 2-46; and,

(1C) BE IT FURTHER RESOLVED That said note or notes shall be dated December 7th, 1939, and shall be payable on or before December 31, 1940, and may be renewed from time to time, but any renewals thereof shall be payable on or before December 31, 1940, and that said note or notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and shall be payable at maturity, and that the Director of the Department of Revenue and Finance be and he hereby is authorized to sell said note or notes at not less than par and accrued interest, and to determine within the limitations prescribed by this resolution, the rate of interest to be borne by said note or notes and the denominations of said notes, and that the officers hereinafter authorized to execute said note or notes be and they hereby are authorized to issue such

note or notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said note or notes, and that said note or notes, are within every debt and other limit prescribed by the Constitution or statutes of New Jersey, and that it be and hereby is recited and determined that the appropriation made by this resolution is required to meet a pressing need for public expenditure to provide and promote the public welfare of said City;

(1D) BE IT FURTHER RESOLVED That said note or notes shall be signed by Vincent J. Murphy, as Director of the Department of Revenue and Finance of said City, and shall be countersigned by Meyer C. Ellenstein, as Mayor, and by Eugene Farrell, as Acting City Auditor, and that said note or notes shall be sealed with the corporate seal of said City and shall be attested by Harry S. Reichenstein, as City Clerk of said City.

(1E) BE IT FURTHER RESOLVED That a copy of this resolution be filed forthwith with the Commissioner of Local Government.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, The Duke Power Company, incorporated, under the laws of New Jersey, with its chief office in the City of Newark as of October 1, 1937, has been assessed for personal property in the amount of Fifteen

Million Dollars (\$15,000,000.00) for the year 1938; and,

WHEREAS, the Duke Power Company maintained in objection to the said assessment that all the personal property of the corporation is in Charlotte, North Carolina; and,

WHEREAS, the said Duke Power Company has appealed the assessment, which appeal is now pending before the State Board of Tax Appeals; and,

WHEREAS, on order of the said State Board of Tax Appeals depositions were taken at Charlotte, North Carolina, from the 6th day of November to the 16th day of November, 1939, at which were present Director Murphy, representatives of the Law Department, and Auditors, all for The City of Newark; all leaving Newark on Sunday, November 5, 1939, and the Auditors continuing until November 24, 1939; and,

WHEREAS, it was necessary to defray the costs of the attendance of the aforesaid persons at the taking of said depositions, a statement of which expenses is attached hereto and made a part hereof; and which amounts to the sum of One Thousand Three Hundred and Sixty-four Dollars and Twelve Cents (\$1,364.12); and,

WHEREAS, the said depositions were taken before Joseph L. Lippman, Special Master, and the stenographic record for the purpose of the record was made by John F. Trainor, Official Stenographer, appointed for said purpose; and,

WHEREAS, transcript of said testimony has been made for The City of Newark, which transcript of testimony is necessary in the conduct of the City case, and which transcript has been received; and the cost of same is Six Hundred and Four Dollars (\$604.00), which cost is according to the prescribed legal rates;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the aforesaid expenses of One Thousand Three Hundred and Sixty-four Dollars and Twelve Cents (\$1,364.12), as set forth in the attached statement, and the bill of John F. Trainor, in the sum of Six Hundred and Four Dollars (\$604.00), for the copy of the transcript of the record taken in the above stated matter, be and the same are hereby approved, and the Director of the Department of Revenue and Finance be and he is hereby authorized to make payment of said sums from the "Contingent Fund" Appropriation.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The City of Newark acquired the following certificates, to wit; at a tax sale held on August 30th, 1938, certificate numbered 31885 covering land and premises known and designated as numbers 76 and 78 Garden Street, Newark, New Jersey, also known as Block 937, Lots 18 and 20 on the Assessment Maps of the City of Newark; at a tax sale held on October 1, 1935, certificate No. 29414 covering land and premises known and designated as 87 and 85 Osborne Terrace, Newark, New Jersey, also known as Block 3031, Lot 24, on the Assessment Maps of the City of Newark; at a tax sale held on October 30th, 1936, certificate No. 30989 covering land and premises known and designated as number 28 Frelinghuysen Avenue, Newark, New Jersey, also known as Block 2808, Lot 1, on the Assessment Maps of the City of Newark; and at a tax sale held on Octo-

ber 1st, 1935, certificate No. 29519 covering land and premises known and designated as number 17 Bock Avenue, Newark, New Jersey, also known as Block 3801, Lot 53, on the Assessment Maps of the City of Newark; and

WHEREAS, A. M. Mesce has applied to the Comptroller for the assignment of said certificates; therefore

BE IT RESOLVED, That the Director of Revenue and Finance be and he is hereby authorized to execute and deliver to the said A. M. Mesce a deed of assignment attested and acknowledged by the City Clerk for said certificates in accordance with and subject to the provisions of Title 54, Chapter 5, Sections 113 and 114 of the Revised Statutes of New Jersey (1937).

The amount due on certificate No. 31885 and subsequent taxes thereon are as follows:

Amount of certificate	\$ 465.33
Interest	45.10
Costs	1.00
1938 Tax	244.33
Interest	30.90
1939 Tax	241.13
Interest	8.00
	<hr/>
	\$1,035.81

The amount due on certificate No. 29414 and subsequent taxes thereon are as follows:

Amount of certificates	\$ 248.70
Interest	61.70
Costs	1.00
1935 Tax	403.20
Interest	109.90
1936 Tax	457.20
Interest	123.70
1937 Tax	424.35
Interest	82.50
1938 Tax	530.15
Interest	57.80
1939 Tax	523.25

Interest	15.68
	<hr/>
	\$3,039.13

subject to legal charges, if any have been incurred by the City, leading up to the foreclosure of the certificate covering the property.

The amount due on certificate No. 30989 and subsequent taxes thereon are as follows:

Amount of certificate	\$1,471.90
Interest	257.75
Costs	1.00
1936 Tax	308.61
Interest	64.20
1937 Tax	273.06
Interest	53.30
1938 Tax	341.14
Interest	38.00
1939 Tax	336.70
Interest	9.54
	<hr/>
	\$3,155.20

The amount due on certificate No. 29519 and subsequent taxes thereon are as follows:

Amount of certificate	\$ 303.74
Interest	70.10
Costs	1.00
1935 Tax	346.08
Interest	125.50
1936 Tax	445.77
Interest	121.80
1937 Tax	380.07
Interest	74.90
1938 Tax	474.83
Interest	53.30
1939 Tax	468.65
Interest	13.56
	<hr/>
	\$2,879.30

subject to legal charges, if any have been incurred by the City relating to the certificate covering the property, and which said sums shall be paid at or before the execution and delivery of said deed of assignment, together with any interest to date of receipt of payment.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The City of Newark at a tax sale held on October 1st, 1935, acquired tax sale certificate numbered 29445 covering land and premises known and designated as 69-71 Willoughby Street and also known as Block 3054, Lots 14-15, on the Assessment Maps of the City of Newark, New Jersey; and,

WHEREAS, Arthur Perkoff has applied to the Comptroller of the assignment of said certificate;

THEREFORE, BE IT RESOLVED, That the Director of Revenue and Finance be and he is hereby authorized to execute and deliver to the said Arthur Perhoff a deed of assignment attested and acknowledged by the City Clerk for said certificate in accordance with and subject to the provisions of Title 54, Chapter 5, Sections 113 and 114 of the Revised Statutes of New Jersey (1937).

The amount due on certificate No. 29445 and subsequent taxes thereon are as follows:

Amount of certificate	\$ 127.05
Interest	42.20
Costs	1.00
1935 Tax	53.76
Interest	19.29
1936 Tax	60.96
Interest	16.71
1937 Tax	59.04
Interest	11.56
1938 Tax	73.76
Interest	8.32
1939 Tax	72.80
Interest	2.35
	<hr/>
	\$ 548.71

subject to legal charges, if any have been incurred by the City relating to the certificate covering the property, and which said sums shall be paid at or before the execution and delivery of said deed of assignment, together with any interest to date of receipt of payment.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein. Commissioner Franklin offered the following resolutions:

RESOLVED, By the Board of Commissioners of The City of Newark, that Resolution No. 6192, adopted by this Board on November 29, 1939, be and the same is hereby rescinded.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark, that pursuant to Local Budget Act R.S. 40:2-30, Transfers of Appropriations, that the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to make the following transfers from and to budget appropriations:

\$1,508.00 from Law Department, Department of Public Works, (other than Personal Services), to Legislative Expenses, Department of Public Works.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, That the agreement between The Delaware, Lackawanna and Western Railroad and the City of Newark, being an agreement allowing the City to construct and maintain and operate a tunnel and therein a 48-inch water pipe under the tracks and across the railroad right-of-way within the limits of North Seventh Street, Newark, N. J., be and the same hereby is approved and the Director of the Department of Public Affairs and the City Clerk hereby are authorized and directed to execute the same on the part of the City of Newark, upon the adoption of this resolution.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, ~~the resolution~~ was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, The City Hospital at the present time does not have any radium at its disposal for use in connection with cases where it is medically necessary, thus necessitating sending cases to other hospitals where radium is available, at a cost to the City; and,

WHEREAS, the United States Government has offered, through the Na-

tional Cancer Institute, to loan the City of Newark, without charge, radium, of the total value of \$6,290, for a period beginning December 15, 1939 and ending December 14, 1940, on condition that no charge be made to patients for the use of such radium, and on further condition that the City of Newark take out insurance against the loss of said radium;

NOW, THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the offer of the United States government be accepted; and the Director of the Department of Public Works and the City Clerk be and they are hereby authorized and directed to enter into contract with the United States Government for the acceptance of the said radium, for a period beginning December 15, 1939, and ending December 14, 1940, the total value of said radium being \$6,290; the City to carry the necessary insurance against loss of said radium.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, that the Director of the Department of Parks and Public Property be and he is hereby authorized and directed to advertise for sealed proposals for window cleaning covering the group of buildings known as City Hall, Police Headquarters, Annex and Board of Education, and for the rental of five electric clocks for Police Headquarters, in accord-

ance with the specifications provided by the Director of the Department of Parks and Public Property.

Bids to be received at such time and place as the said Director shall, in proper advertisement, designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for printing and binding Auditor's Annual Report for the Department of Revenue and Finance; for furnishing and delivering Ford automobiles and trucks, Fire and Police Divisions, Department of Public Safety; Aerial Hook and Ladder truck, Fire Hose, Fire Division, Department of Public Safety; printing street traffic survey report, Police Division, Department of Public Safety; typewriters for Relief Administration, chemical laboratory supplies for Bureau of Health and City Hospital, Department of Public Works; also for Police Division, Department of Public Safety.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on November 13, 1939, the Director of the Department of Parks and Public Property did, by virtue of the authority vested in him by resolution No. 6604, adopted November 1, 1939, received bids for gasoline for a period of six (6) months; and

WHEREAS, conditions have arisen wherein the specifications were so written as to create a controversial discussion, and for that reason it is deemed advisable to reject all bids and readvertise;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to reject all bids received as aforesaid, and he is authorized, through the Department of Central Purchase, to readvertise for bids for gasoline for a period of six (6) months, according to the specifications to be provided for by the said Director of the Department of Parks and Public Property.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, by reason of an emergency the Director of the Department of Parks and Public Property received informal bids for certain work, to wit:

Secure angle iron on the A. B. See Elevator, also renew door check and straighten rods on same elevator First floor Police Headquarters building. (Elevator must be in first class shape after work is finished). Readjust contact on door

closer in order that proper coordination between all parts is made.

from Westinghouse Electric Elevator Co. for \$48.00, and has contracted for said work with said bidder;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the order of the said Director be and the same is hereby approved and ratified.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did publicly advertise for sealed proposals for the reconstruction of stokers and new steel and brick work for boiler No. 3 and No 4, in the Power Plant at the City Hall; and

WHEREAS, The Mack Engineering and Supply Company, Inc., has been determined by the said Director to be lowest responsible bidder;

~~THEREFORE BE IT RESOLVED~~
by the Board of Commissioners of the City of Newark, that the contract for the reconstruction of stokers and new steel and brick work for boilers Nos. 3 and 4, in the Power Plant at the Newark City Hall, is hereby awarded to Mack Engineering and Supply Company, Inc., for the sum of Five thousand, four hundred and seventy-two dollars (\$5,472.00), being the lowest formal bidder in response to public advertisement for sealed proposals; and the Director of the Department of Parks and Public Property be and he is hereby authorized and directed to execute, on the part of

The City of Newark, proper contract, approved as to form by the Law Department.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering drugs, surgical and X-Ray supplies; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said drugs, etc., to the City of Newark, be and the same hereby are awarded in the amounts set opposite their respective names being the lowest formal bidders in response to public advertisement for sealed proposals, and the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said drugs, surgical and X-Ray supplies:

	Approximately
B. & B. Drug Company	\$ 701.21
Chester Drug Company	4 526.65
Day Chemical Company	4 693.38
Fisher Cohen Company	3 454.19
Greenfield Chemical Company	7 127.87
General Electric X-Ray Corporation	6 833.40
Hospital Equipment Company	203.90
Livezey Surgical Supply Company	1,152.10

Lissco Medical Corporation	406.40
Medical Service Company	949.81
Maltbie Chemical Company..	850.82
Rockland Chemical Company	224.00
Reinhold Schumann, Inc.	2,891.24
Resnick Drug Company	4,118.69
James P. Smith	2,409.22
Seidler Chemical Company....	2,549.12

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Tractor and plows, for the Department of Parks and Public Property; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said tractor and plows to the City of Newark, be and same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said tractor and plows:

HENRY LOHSE COMPANY,
Newark, N. J.
(Parks and Public Property)

One (1) model 20 International In-

dustrial tractor as per specifications for \$1,538.50.

One (1) No. 8-212 two furrow 12' Little Senior power lift plow complete, \$130.00.

One (1) model S-35 Anderson Reversible tractor plow with 7 ft. moulding board 24" high for \$285.00.

Delivery to Shade Tree Nursery.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Building Materials and asphaltic materials; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark proper contracts for furnishing and delivering said materials:

HARRISON SUPPLY COMPANY—
Harrison, N. J.
(Public Affairs)

Approx. 10,000 bags H.E.S. Portland Cement (paper bags) @ \$.70c bag.

Approx. 2,000 cu. yds. 1:3:6 Ready Mixed concrete with grade C or E stone and H.E.S. cement @ \$6.11 cu. yd.

CITIES SERVICE OIL COMPANY—
New York City.
(Public Affairs)

Approx. 500 tons Asphalt cement mineral joint filler @ \$20.47 ton.

DOSCH-KING COMPANY—
Whippany, N. J.
(Public Affairs)

Approx. 100 tons Refined Asphalt cement R.A.C. 1, truck delivery to City Asphalt Plant @ \$13.49 ton.

Approx 3,000 gals. Tar cold patch material truck delivery to City Asphalt Plant @ .1681 gal.

JOHN P. CALLAGHAN, Inc.—
Harrison, N. J.
(Public Affairs)

Approx. 1,000 cu. yds. 1:2:4 Ready Mixed Concrete with Grade E broken stone and H.E.S. Cement @ \$6.85 cu. yd.

STANDARD BITULITHIC COMPANY—Newark, N. J.
(Public Affairs)

Approx. 300 tons Hot grade J broken stone, picked up by City's truck at vendor's plant as needed @ \$3.50 ton.

THE HIGHWAY CORPORATION—
Newark, N. J.
(Public Affairs)

Approx. 200 tons cold mixed asphalt concrete top course material, truck delivery to streets @ \$4.00 ton.

Approx. 1,200 tons sheet asphalt binder mixture, truck delivery to various streets @ \$2.90 ton.

Approx 1,000 tons fine aggregate asphalt concrete mixture, truck delivery to various street @ \$3.40 ton.

ARMORED CONCRETE CORPORATION--Newark, N. J.
(Public Affairs)

Approx. 1,000 lin. ft. Radial metal curb, 8" deep, truck delivery to various streets @ \$1.20 lin. ft.

Approx. 100 City Highway basin heads @ \$44.90 each.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, N. J., the Department of Central Purchase publicly solicited, received and opened bids for printing and binding of the minutes of the Board of Commissioners meetings; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for printing and binding said minutes to the City of Newark, be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark proper contract for printing and binding said minutes.

CITIZENS PUBLISHING COMPANY
Newark, N. J.

Approx. 200 copies per month of the minutes of the Board of Commis-

sioners' meetings, for the year of 1940 @ \$2.24 per page.

Note: It is understood and stipulated that in cases where a different columnar or tabulation arrangement from the specified, shall be required, that the pages wherein such changes occur shall be charged for at Graphic Arts (Printers') Code prices, in addition to the "unit price quoted above."

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, by the Board of Commissioner of The City of Newark, that the following changes appearing in the payrolls of the Department of Parks and Public Property for the first and second half of December, 1939, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

PRINTING AND STATIONERY

Walter Mederer, temporarily appointed Utilityman, at a salary of \$1,500.00 per annum, effective December 14th to December 31st, 1939, inclusive.

PUBLIC BUILDINGS

Otto McKlanes, Aerial Cleaner, suspended from November 28th to 30th, 1939, without pay, deduction to be made from the payroll for the first half of December, 1939.

**ANNUAL VACATIONS GRANTED,
WITH PAY, EFFECTIVE ON
DATES SHOWN:**

SHADE TREE

Louis Del Virginia, Laborer-Tree Climbing, 7 days, December 11, 1939.

Thomas Judge, Laborer, 7 days, December 3, 1939.

Carmelo Spera, Laborer, 11 days, December 4, 1939.

James H. Walker, Forester, 2 days, November 30 and December 1, 1939.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Elizabeth McElroy, has been employed by The City of Newark in the capacity of Cleaner since June 3rd, 1907, in the Bureau of Public Buildings, in the Department of Parks and Public Property; and

WHEREAS, said Elizabeth McElroy has made application for a pension under

Chapter 103, P. L. 1923, (Revised Statutes 1937 43:12-1)

where it is provided that:

"A person who has been continuously employed in any city for a period of twenty-five years, and has reached the age of seventy years, may retire or be retired at any time thereafter. On and after retirement he shall be paid by the city one-half the amount he was receiving at the time of his retirement";

and,

WHEREAS, it appears that said Elizabeth McElroy is now over the

age of seventy years, as indicated by affidavit filed by Elizabeth McElroy and now in the records of the Director's Office, Department of Parks and Public Property, and further supported by two certain insurance policies issued by the Prudential Insurance Company upon the life of the aforesaid Elizabeth McElroy, to wit:

Police No. 48225208, issued on the 8th day of December, 1919, and wherein it is set forth, age next birthday at date of policy, 51 years;

Policy No. 56161228, issued on the 25th day of December, 1922, wherein it is set forth the age next birthday, 54 years; and

WHEREAS, said Elizabeth McElroy has been employed by the City of Newark for a period more than 25 years; and

WHEREAS, said Elizabeth McElroy was receiving a salary of \$24.00 per week, and desires, due to advancing age and sickness, to be retired on half pay;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the application for pension of Elizabeth McElroy, employed by the City of Newark, in the Department of Parks and Public Property, Bureau of Public Buildings, in the capacity of Cleaner, is hereby granted, under and by virtue of the provisions of:

Chapter 103, P. L. 1923 (Revised Statutes 1937, 43:12-1), said pension to become effective as of November 27, 1939; and

BE IT FURTHER RESOLVED, that said Elizabeth McElroy be paid a pension of \$12.00 per week, said pension to be paid as other pensions are paid.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property, is causing to be filed with the National Youth Administration Project Application No. 121-7 to provide part-time employment for 52 Negro Youths between 18 and 25 years of age, to be taken from the relief rolls of the City, upon a project located at the Ivy Hill Nursery, to compost leaves, weeds and other vegetable matter, the mixture to be used for lawns and tree planting by the Shade Tree Commission; the project will include making cuttings of shade trees and hearty shrubs and the trimming of trees, and give the youth a practical and theoretical idea of gardening, the care of lawns, tree surgery and the propagation of plant life; and

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$6,150.00 is contingent upon the expenditure of \$1,600.00 by the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to expend the sum of \$1,600.00 for the purpose aforesaid.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs, is causing to be filed with National Youth Administration Project Application No. 193-3E-63 to provide part time employment for 61 female youths between 18 and 25 years of age, to be taken from the relief rolls of the City, on a home making project located in the Engineers Hall, located at Providence and Read Streets, Newark, N. J. The workers employed will receive valuable training and work experience in home making, cooking, economical marketing, dietetics, etiquette, proper serving and preparation of meals, and other home economic subjects; and

WHEREAS, the contribution requested of the National Youth Administration for said project amounting to \$9,624.00 is contingent upon the expenditure of \$1,600.00 by the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$1,600.00 for the purpose aforesaid.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, Pearce R. Franklin, Director of the Department of Public Works is causing to be filed with the Work Projects Administration a project application to provide em-

ployment for 263 persons to be taken from the relief rolls of the City to be employed upon a construction, alteration and improvement project at the Ivy Hill Alms House and Convalescent Hospital; and

WHEREAS, the contribution requested of the Work Projects Administration for said project amounting to \$150,750.00 is contingent upon the expenditure of \$50,250.00 by the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the Director of the Department of Public Works be and he is hereby authorized to expend the sum of \$50,250.00 for the purpose aforesaid, when and if the said sum of \$50,250.00 is appropriated in the 1940 budget for said purpose.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

~~The following communication was~~
received and read:

Board of Adjustment

Newark, N. J., December 5, 1939.

The Board of Commissioners of
The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*2-16 Monteith Avenue; Luigi D'Allesio; renewal of permit for the storage of second-hand lumber; such use to be limited to the period of one year ending June 22, 1940;

*47½ Broad Street; Albert H. Hawley; renewal of permit for automobile parking station; such use to be limited to the period of two years ending November 25, 1941;

*124 Academy Street; City Parking Service; renewal of permit for automobile parking station; such use to be limited to the period of one year ending December 26, 1940;

*42-46 Warren Street; City Parking Service; renewal of permit for automobile parking station; such use to be limited to the period of one year ending October 30, 1940;

395-397 Halsey Street; Max Tessler and Harry Tessler; in a 2nd business district the construction of a building for automobile painting, body straightening and sale of used cars; on condition that the said automobile painting, body straightening and sale of used cars be done inside the said building. (No objectors).

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary.

Received, copy to be sent to each Commissioner, and further action postponed to December 13, 1939.

The City Clerk: There are five matters referred to the Board by the Board of Adjustment, four of which are renewals and can be disposed of under a suspension of the rules.

Commissioner Murphy: I move the rules be suspended.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Luigi D'Allesio (Aurelius Marano, owner); for the renewal of permit for the storage of second-hand lumber; premises 2-16 Monteith Avenue; such use to be limited to the period of one year ending June 22, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein

WHEREAS, on an appeal to the Board of Adjustment from the ruling

of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Albert H. Hawley (Savings Investment & Trust Co., owner); for the renewal of permit for automobile parking station; premises 47½ Broad Street; such use to be limited to the period of two years ending November 25, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Murphy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of City Parking Ser-

vice (Rosa Carrino, owner); for the renewal of permit for automobile parking station; premises 124 Academy Street; such use to be limited to the period of one year ending December 26, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of City Parking Service (Washington and Warren Streets, Inc., owner); for the renewal of permit for automobile parking station; premises 42-46 Warren Street; such use to be limited to the period of one year ending October 30, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, at a meeting of the Board of Commissioners of the City of Newark held on the 29th day of November, 1939, the Board of Commissioners of the City of Newark did adopt a resolution, a true copy of which is annexed hereto, made a part hereof, and marked Schedule A-A; and

WHEREAS, despite the repeated admonitions and demands of the Board of Commissioners, Commissioner Vincent J. Murphy has failed to perform the duty imposed upon him by law and by the statute in such case made and provided by bona fide participation in the balloting to fill the vacancy created by the resignation of Michael P. Duffy as Commissioner;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that there again be directed to the atten-

tion of Commissioner Vincent J. Murphy the fact that he has failed to fulfill his duty as required by law bona-fidely participating in the balloting to fill the vacancy created by the resignation of Michael P. Duffy, and said Board of Commissioners do condemn the failure of said Commissioner Vincent J. Murphy to fulfill the duty imposed upon him by law, and to demand and require of him that he fulfill such duty.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

On roll call; Commissioners Byrne, Franklin and Mayor Ellenstein voted aye; Commissioner Murphy not voting.

Commissioner Murphy offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Relief

Overseer of the Poor

Soldiers and Sailors Aid Bureau

Camp Newark

Employment Bureau

Municipal Assistance Board

Labor Relations Board

Health Bureau

City Hospital

Alms House

Home for Boys

Baths

Dog Pound

be and the same are hereby distributed into the Department of Public Works, and the Director of the Department of Public Works is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Relief

Overseer of the Poor

Soldiers and Sailors Aid Bureau

Camp Newark

Employment Bureau

Municipal Assistance Board

Labor Relations Board

Health Bureau

City Hospital

Alms House

Home for Boys

Baths

Dog Pound

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

On roll call; Commissioner Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution is not carried, receiving but two votes.

Commissioner Murphy offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark that in order to avoid duplication of effort resulting from the overlapping of our local government functions, with its consequent unnecessary expenditure of taxpayers' money, and in the interest of more efficient and lower cost of our local governmental operations, that all the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks

Shade Tree Division

Building Department

Insurance Fund Commission

Housing Authority

Printing and Stationery Division

Division of Central Purchase

be and the same are hereby distributed into the Department of Parks and Public Property, and the Director of the Department of Parks and Public Property is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by

any statute, charter or ordinance relating to the

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks

Shade Tree Division

Building Department

Insurance Fund Commissioner

Housing Authority

Printing and Stationery Division

Division of Central Purchase

and shall perform all of the duties now or heretofore imposed by law with respect thereto.

Vincent J. Murphy

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution having received but two votes is not carried.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Police Division
 Police Courts
 Fire Division
 Weights and Measures
 Smoke Abatement
 All Licenses
 Street Lighting
 Transportation regulation

be and the same are hereby distributed into the Department of Public Safety, and the Director of the Department of Public Safety is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Police Division
 Police Courts
 Fire Division
 Weights and Measures
 Smoke Abatement
 All Licenses
 Street Lighting
 Transportation Regulation

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

On roll call; Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellentsein: The resolution receiving but two votes is not carried.

Comraissioner Murphy offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Comptroller
 Treasurer
 Tax Receiver

Auditor of Accounts

Board of Assessment and Revision of Taxes

Board of Assessment for Local Improvements

Board of Adjustment

Sinking Fund Commission

Billing, Collection and Auditing division, now in the Water Bureau,

Martin Act

Pension Funds

Law Department

be and the same are hereby distributed into the Department of Revenue and Finance, and the Director of the Department of Revenue and Finance is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the:

Comptroller
 Treasurer
 Tax Receiver
 Auditor of Accounts

Board of Assessment and Revision of Taxes

Board of Assessment for Local Improvements

Board of Adjustment

Sinking Fund Commission

Billing, Collection and Auditing division, now in the Water Bureau,

Martin Act

Pension Funds

Law Department

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Commissioner Murphy: I move its adoption.

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution is declared not carried, receiving but two votes.

Commissioner Murphy offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Streets

Street Cleaning

Refuse Collection

Sewers

Water Department, except the Billing, Collection and Auditing functions thereof,

Airport

Docks

Passaic River Waterfront

Municipal Waterfronts

Port Newark Development

Art Commission

Free Public Library

Museum

Board of Education

Newark Technical School

District Courts

City Clerk

be and the same are hereby distributed into the Department of Public Affairs, and the Director of the Department of Public Affairs is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Streets

Street Cleaning

Refuse Collection

Sewers

Water Department, except the Billing, Collection and Auditing functions thereof,

Airport

Docks

Passaic River Waterfront

Municipal Waterfronts
 Port Newark Development
 Art Commission
 Free Public Library
 Museums
 Board of Education
 Newark Technical School
 District Courts
 City Clerk

Jos M. Byrne, Jr
 M. Ellenstein
 Pearce R. Franklin
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: We will now proceed to the presentation of candidates to fill the vacancy on the City Commission.

Commissioner Franklin: James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin submits the name of James Pellecchia, Jr. As many as are in favor of James Pellecchia, Jr. being chosen to fill the vacancy will signify by saying aye, contrary no, the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Murphy and Byrne voted no.

Mayor Ellenstein: Mr. Pellecchia having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Labor's persistent choice to fill the vacancy in the City Commission, Louis R. Mazzei.

Commissioner Murphy: It is a good thing we can laugh once in a while.

Mayor Ellenstein: As many as are in favor of labor's insistent choice to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

and shall perform all of the duties now or heretofore imposed by law with respect thereto, (except the housing and maintenance of all real and personal property connected therewith).

Vincent J. Murphy

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution receiving but two votes is declared not carried.

Commissioner Byrne offered the following resolution:

RESOLVED, by the Board of Commissioners of The City of Newark, that the sum of Three thousand, twelve dollars and forty cents (\$3,012.40) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending November 29th and December 2nd, 1939, as follows:

Shade Tree	\$1,766.40
Public Buildings	1,246.00
	<hr/>
	\$3,012.40

On roll call; Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Labor's insistence is in vain. Mr. Mazzei is declared not elected, having received but two votes.

Any other presentations?

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Thomas Guthrie being chosen to fill the vacancy will signify by saying aye; contrary no, the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Are there any other presentations?

I will present the name of Carl Abruzzese. As many as are in favor of Carl Abruzzese being chosen to fill the vacancy on the City Commission will signify by saying aye; contrary no, the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Judge Ralph Villani. As many as are in

favor of Judge Villani being chosen to fill the vacancy in the City Commission will signify by saying aye; contrary no, the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Are there any other presentations?

I present the name of Dr. Ames Fillipone. As many as are in favor of Dr. Fillipone being chosen to fill the vacancy in the City Commission will signify by saying aye; contrary no, the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Fillipone having received but two votes is declared not elected.

I present the name of a man who has given excellent service to the Board of Education of the City for a number of years, Frank Cozzoline. As many as are in favor of Mr. Cozzoline being chosen to fill the vacancy on the City Commission will signify by saying aye; contrary no, the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations?

What is the disposition of the City Commission?

APPROVED.

Commissioner Byrne: I move we adjourn.

Commissioner Franklin: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,

City Clerk.

Newark, N. J., December 13, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 4:30 P. M., Standard Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance providing for the vacation of part of Clinton Avenue, also known as the Old Road to Irvington, on the southerly side thereof between Chadwick Avenue and Hedden Terrace.

The Board of Commissioners of the City of Newark, Do Ordain:

Section 1. That all that part of Clinton Avenue, also known as the Old Road to Irvington, on the southerly side thereof between Chadwick Avenue and Hedden Terrace, lying southerly of a line parallel to and distant 80 feet, measured southerly

at right angles from the northerly line of Clinton Avenue shall be vacated as a public street or highway, said vacation to extend from the westerly line of Chadwick Avenue westerly to the easterly line of Seymour Avenue, and from the westerly line of Seymour Avenue westerly to the easterly line of Hedden Terrace.

All as shown on a map prepared under the direction of this Board, which map is hereto attached and made a part hereof and a copy of which map is on file in the office of the Chief Engineer, Department of Public Affairs, known and designated as Map No. 1438-V, dated December 7, 1939.

Under and by virtue of the provisions of Section 1, sub-division (b) of Article XXII, of an act of the Legislature of the State of New Jersey, entitled "An Act Concerning Municipalities," approved March 27, 1917, and the acts amendatory thereof and supplementary thereto.

Section 2. That this ordinance shall take effect immediately and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance, be and the same are hereby repealed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that December 27th, 1939, at 4:30 P. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as

the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance providing for the vacation of 2 parts of Sheffield Street lying between a line at right angles thereto intersecting the easterly line of the same at a point distant 180.80 feet northerly of the north-easterly corner of Sussex Avenue and Sheffield Street and a line parallel to and distant 7 feet measured southerly at right angles from the southerly line of Orange Street; and

for the vacation of Lemon Street from the westerly line of Sheffield Street westerly 527.47 feet to a line parallel to and distant 7 feet measured easterly at right angles from the easterly line of Nesbitt Street; and

for the vacation of a strip of James Street adjoining the southerly line of the same 1.60 feet in width and extending from Boyden Street to Sheffield Street; also a triangular strip about 6 feet in width on the southerly side of James Street extending from a point 24.42 feet easterly of the south-easterly corner of Nesbitt Street and James Street 264.37 feet easterly.

The Board of Commissioners of The City of Newark, Do Ordain:

Section 1. That the following described streets in the City of Newark, viz:

SHEFFIELD STREET: Beginning at a line at right angles to Sheffield Street intersecting the easterly line of the same at a point 180.80 feet northerly from the north-easterly corner of Sussex Avenue and Sheffield Street and extending 287.88 feet northerly to a line parallel to and distant 1.60 feet measured northerly at right angles from the southerly line of James Street extended westerly as the same exists between Boyden Street and Sheffield Street; thence beginning at a line parallel to and distant 5.60 feet measured northerly at right angles from the northerly line of James Street extended westerly as the same exists between Boyden Street and Sheffield Street northerly 491.65 feet to a line parallel to and distant 7.00 feet measured southerly at right angles from the southerly line of Orange Street;

LEMON STREET: From the westerly line of Sheffield Street westerly 527.47 feet to a line parallel to and distant 7 feet measured easterly at right angles from the easterly line of Nesbitt Street;

JAMES STREET: All that part of James Street lying southerly of a line parallel to and distant 1.60 feet measured northerly at right angles from the southerly line of James Street and extending from the westerly line of Boyden Street westerly to the easterly line of Sheffield Street; also a triangular strip described as follows: Beginning at a point in the southerly line of James Street distant 24.42 feet easterly from the south-easterly corner of Nesbitt Street and James Street; thence along the southerly line of James Street south $66^{\circ} 22' 30''$ East 264.37 feet; thence north $64^{\circ} 55'$

west 250.74 feet; thence curving to the left with a radius of 17.00 feet 15.67 feet to the place of beginning, SHALL BE VACATED AS PUBLIC STREETS OR HIGHWAYS.

All as shown on a map prepared under the direction of this Board, which map is hereto attached and made a part hereof and a copy of which map is on file in the office of the Chief Engineer, Department of Public Affairs, known and designated as Map No. 1442-V, dated November 22, 1939.

Under and by virtue of the provisions of Section 1, sub-division (b) of Article XXII, of an Act of the Legislature of the State of New Jersey, entitled "An Act Concerning Municipalities," approved March 27, 1917, and the acts amendatory thereof and supplementary thereto (R.S. 40:67-1b).

Section 2. That this ordinance shall take effect immediately and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance, be and the same are hereby repealed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that December 27th, 1939, at 4:30 P. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein. Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Eleven Thousand Seven Hundred Twenty-three Dollars and Seventy-nine Cents (\$11,723.79) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Ivy Hill Power Plant	\$ 1,002.15
Newark City Hospital	9,616.94
Newark City Hospital (W.P.A.)	182.48
Newark City Home	120.61
Public Outing	60.00
Law Department	193.80
Board of Adjustment.....	119.60
Director's Office	300.37
Court Costs	45.94
Law Department	81.40
	<hr/>
	\$ 11,723.79

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

RESOLVED: That the sum of Seventy-six Dollars and Sixty Cents (\$76.60) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Newark City Hospital (WPA Project 5410-7)	\$76.60
--	---------

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-nine Thousand Eight Hundred Thirty-six Dollars and One Cent (\$39,836.01) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending December 6th, 1939:

Newark Airport	\$ 2,129.55
Bureau of Motors	2,618.96
Bureau of Streets	2,246.34
Bureau of Sewers	853.33
House Sewer Connections..	586.03
Bureau of Street Cleaning	20,670.59
Street Construction	739.10
Bureau of Docks	778.80
Bureau of Water	9,213.01
	<hr/>
	\$ 39,836.01

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Thousand, Three Hundred Sixty-seven Dollars and Twenty-three Cents (\$6,367.23) be and the same hereby is appropriated to the persons named, as per certified list attached, being the

gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction	
(WPA Project 6926-7) ..	\$ 2,226.62
Street Construction	
(WPA Project 6926-7) ..	75.00
Street Construction	
(WPA Project 3531-7) ..	140.38
Sewer Construction	
(WPA Project 4813-7) ..	3,037.48
Sewer Construction	
(WPA Project 6131-7) ..	320.25
Sewer Construction	
(WPA Project 4813-7) ..	70.00
Sewer Construction	
(WPA Project 6131-7) ..	70.00
Sewer Construction	
(WPA Project 4813-7) ..	427.50
	<hr/>
	\$ 6,367.23

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand Five Hundred Fifty-three Dollars and Forty-three Cents (\$3,553.43) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, supplemental pick-up weeks ending November 22 and November 29, 1939:

Bureau of Street Cleaning\$3,553.43

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-one Thousand Six Hundred Fifty-six Dollars and Seventy Cents (\$51,656.70) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Director's Office	\$ 18.46
Sewers	907.59
House Sewer Connections ..	516.35
Elections	196.75
Newspapers	32.55
Newark Museum	10,700.00
Free Library	39,285.00

\$ 51,656.70

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

Commissioner Byrne offered the following resolutions:

RESOLVED: By the Board of Commissioners of The City of Newark that the sum of Three Thousand, One Hundred Eighty-eight Dollars and Eighty Cents (\$3,188.80) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending December 6th and December 9th, 1939, as follows:

Shade Tree	\$1,932.80
Public Buildings	1,256.00
	<hr/>
	\$3,188.80

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-four Thousand, Four Hundred Forty-one Dollars and Fifty-seven Cents (\$34,441.57) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Electrical Bureau	\$ 100.00
Director's Office	15.00
Police Division	18,378.71
Police Division (WPA)	1,829.41
Fire Division	13,812.03
Fire Division (WPA)	306.42

\$ 34,441.57

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Eight Thousand Nine Hundred Twenty-two Dollars and Forty-five Cents

(\$8,922.45) be and the same is here by appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 130.44
Treasurer's Office	17.25
Tax Receiver	1,047.00
Maintenance foreclosed properties	16.11
N. J. State League of Municipalities	1,500.00
Advertising Tax Sale	30.72
Reserve for Overpayment—Tax Receiver	949.60
Reserve for Overpayment—Comptroller's office	5,231.33
	<hr/>
	\$ 8,922.45

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eleven Thousand Seven Hundred Forty-one Dollars and Sixty-seven Cents (\$11,741.67) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions Prior Years
 Taxes Granted by State
 Board of Tax Appeals\$ 11,741.67

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

Mayor Ellenstein offered the following resolution:

WHEREAS, an emergency has arisen with respect to the Bureau of House Sewer Connections, because during the year 1939 the number of house sewer connections which have been made is far in excess of the number that was anticipated at the time of preparing the 1939 Budget; and,

WHEREAS, no adequate provision was made in the 1939 Budget for the aforesaid purpose; and,

WHEREAS, R. S. 40:2-31 provides for the creation of an emergency appropriation for the purpose above mentioned; and,

WHEREAS, the total amount of emergency appropriations created including the appropriation to be created by this resolution is Two Hundred Forty Thousand, Eight Hundred Seventy-eight Dollars and Nineteen Cents (\$240,878.19) and three per cent (3%) of the total current operation appropriation in the Budget for 1939 is Four Hundred Ninety-five Thousand Two Hundred and Nine Dollars and Sixty-three Cents (\$495,209.63);

NOW, THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that an emergency appropriation be and the same is hereby made pursuant to R. S. 40:2-31, in the total amount of Five Thousand Dollars (\$5,000.00); and,

BE IT FURTHER RESOLVED that said appropriations shall be provided for in full in the 1940 Budget; and

BE IT FURTHER RESOLVED that an "Emergency Note" not in excess of the above amount be hereby authoriz-

ed pursuant to R. S. 40:2-31 and in accordance with the provisions of R. S. 40:2-40 and 40:2-41 and 40:2-43 to 40:2-46; and,

BE IT FURTHER RESOLVED that said note shall be dated December 14th, 1939, may be renewed thereof from time to time, and such note and any renewals thereof shall be payable on or before December 31, 1940; and,

BE IT FURTHER RESOLVED that such note shall be executed by Vincent J. Murphy, Director, Department of Revenue and Finance, and Eugene Farrell, Acting Auditor, of the City of Newark; and,

BE IT FURTHER RESOLVED that a copy of this resolution be filed forthwith with the Commissioner of Local Government.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, an emergency has arisen with respect to appropriation entitled, "Pensions — Fire and Police Pension Fund," as it appears in the Budget of the Department of Revenue and Finance for the year 1939; and,

WHEREAS, no adequate provision was made in the 1939 Budget for the aforesaid purpose; and

WHEREAS, R. S. Section 40:2-31 provides for the creation of an emergency appropriation for the purpose above mentioned; and,

WHEREAS, the total amount of emergency appropriations created during the fiscal year 1939, including the appropriation to be created by this resolution, is \$235,878.19, and three per centum (3%) of the total current operating appropriations in the budget for 1939, is \$495,209.63;

(1) NOW, THEREFORE, BE IT RESOLVED, That an emergency appropriation for said purpose be and the same is hereby made pursuant to R. S. Section 40:2-31, in the total amount of Twenty Thousand Dollars (\$20,000.00);

(1A) BE IT FURTHER RESOLVED, That said appropriation shall be provided for in full in the 1940 Budget; and,

(1B) BE IT FURTHER RESOLVED, That an "Emergency Note," or "Emergency Notes," not in excess of the above amount, be hereby authorized, pursuant to R. S. 40:2-31, and in accordance with the provisions of R. S. Sections 40:2-40 and 40:2-41 and 40:2-43 to 40:2-46; and,

(1C) BE IT FURTHER RESOLVED, That said note or notes shall be dated December 14th, 1939, and shall be payable on or before December 31st, 1940, and may be renewed from time to time, but any renewals thereof shall be payable on or before December 31, 1940, and that said note or notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and shall be payable at maturity, and that the Director of the Department of Revenue and Finance be and he hereby is authorized to sell said note or notes at not less than par and accrued interest, and to determine, within the limitations prescribed by this resolution, the rate of interest to be borne by said Note or Notes and the denomination of said notes, and that the officers herein-after authorized to execute said note or notes be and they hereby are au-

thorized to issue such note or notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said note or notes, and that said note or notes are within every debt and other limit prescribed by the Constitution or statutes of New Jersey, and that it be and hereby is recited and determined that the appropriation made by this resolution is required to meet a pressing need for public expenditure to provide and promote the public welfare of said City;

(1D) BE IT FURTHER RESOLVED, that said note or notes shall be signed by Vincent J. Murphy, as Director of the Department of Revenue and Finance of said City, and shall be countersigned by Meyer C. Ellenstein, as Mayor, and by Eugene Farrell, as Acting City Auditor, and that said note or notes shall be sealed with the proper corporate seal of said City and shall be attested by Harry F. Reichenstein, as City Clerk of said City.

(1E) BE IT FURTHER RESOLVED, That a copy of this resolution be filed forthwith with the Commissioner of Local Government.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

Commissioner Franklin offered the following resolutions:

RESOLVED: By the Board of Commissioners of The City of Newark, that Resolution No. 6250, adopted

by this Board on December 6, 1939, be and the same is hereby rescinded.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of The City of Newark that pursuant to Local Budget Act, R. S. 402-30, Transfers of Appropriations, that the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to make the following transfers from and to budget appropriations:

From Police Division, Personal Service\$ 42,272.94

To Police Division, Other than Personal Service 42,272.94

From Fire Division, Personal Service 32,553.53

To Fire Division, Other than Personal Service.... 32,553.53

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

RESOLVED, By the Board of Com-

missioners of The City of Newark that pursuant to Local Budget Act R. S. 40:2-30 "Transfers of Appropriations," that the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to make the following transfers to and from Budget Appropriations:

From—Personal Arrears
Personal Service\$ 1,500.00

To—Tax Receiver
Personal Service 1,500.00

DEBT SERVICE:

From—Interest General
Bonds02

General Interest—Bonds
to be Issued 12,123.47

To—General Interest—
Temporary Loans 12,123.49

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED: By the Board of Commissioners of The City of Newark, that pursuant to Local Budget Act R. S. 40:2-30, Transfers of Appropriations, that the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to make the following transfers from and to Budget Appropriations:

Eighteen Hundred Dollars (\$1,800.00)
from Newark City Alms House

(Other than Personal Services), Department of Public Works, to Newark City Alms House (Personal Service).

Ninety Dollars (\$90.00) from Board of Adjustment (Other than Personal Service), Department of Public Works, to Board of Adjustment (Personal Service).

Eight Thousand Dollars (\$8,000.00) from Newark City Hospital (Other than Personal Service), Department of Public Works, to Bureau of Health, (Personal Service).

Fifteen Hundred Dollars (\$1,500.00) from Newark City Alms House (Other than Personal Service), Department of Public Works, to Bureau of Health (Personal Service).

One Thousand Dollars (\$1,000.00) from Convalescent Hospital (Other than Personal Service), Department of Public Works, to Bureau of Health (Personal Service).

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, By the Board of Commissioners of The City of Newark that pursuant to Local Budget Act, R. S. 40:2-30, Transfers of Appropriations, that the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to make the following transfer to and from budget appropriations:

One Thousand Dollars (\$1,000.00) from the contribution for the Works Projects Administration appropriation in the Department of Public Affairs, to contribution for the Works Progress Administration appropriation in the Department of Public Works, Relief Administration Account other than Personal Services, which funds are necessary to be applied as additional Sponsor's Contribution to Project No. 3-7-5737, under which project cordwood is cut and distributed free of charge to needy families on the relief rolls of the City, and which contribution will permit of the assignment to this project of 100 additional W.P.A. workers to be new assignments taken from the relief rolls of the City.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

RESOLVED, By the Board of Commissioners of The City of Newark that pursuant to Local Budget Act, R.S. 40:2-30, Transfers of Appropriations, that the Director of the Department of Revenue and Finance be and he hereby is authorized and directed to make the following transfer to and from budget appropriation:

One Hundred Dollars (\$100.00) from Newark Labor Relations Board — Personal Services—to Department of Public Affairs, Director's Office —Personal Service.

One Thousand Dollars (\$1,000.00) from Newark Labor Relations Board — Other than Personal Services — to Department of Public

Affairs, Director's Office — Other than Personal Services.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, Pearce R. Franklin, Director of the Department of Public Works is causing to be filed with the Work Projects Administration project application No. 3-7-5760 to provide employment for 51 persons to be taken from the relief rolls of the City to be employed upon a diphtheric and whooping cough immunization project, located at the Newark Health Department, William and Plane Streets, Newark, New Jersey; and,

WHEREAS, the contribution requested of the Work Projects Administration for said project amounting to \$44,715.00 is contingent upon the expenditure of \$11,302.00 by the City of Newark;

THEREFORE BE IT RESOLVED By the Board of Commissioners of The City of Newark that the Director of the Department of Public Works be and he is hereby authorized to expend the sum of \$11,302.00 for the purpose aforesaid, when and if the said sum of \$11,302.00 is appropriated in the 1940 budget for said purpose.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, On September 27, 1939, the Board of Commissioners of The City of Newark, on the recommendation of the Board of Adjustment dated September 8, 1939, adopted a resolution approving the construction and operation of a gasoline station including lubritorium on premises 296-300 West Market Street; and,

WHEREAS, the applicant, John Grassano, was unable to proceed with the construction within the allotted time; therefore be it

RESOLVED, By the Board of Commissioners of The City of Newark, that an extension of three months be granted to the said John Grassano for the commencement of the aforesaid work, said extension to expire March 27, 1940.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, By the Board of Commissioners of The City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the first half of December, 1939, and the weekly payrolls as hereinafter set forth, be and the same are hereby approved, confirmed and ratified:

PUBLIC BUILDINGS:

John Gyllenhammer, temporary Stationery Engineer, terminated his services effective December 6th, 1939.

Frank Lineberry, temporarily appointed Stationery Engineer, at a salary of \$3,180.00 per annum, effective December 9th, 1939.

VACATIONS GRANTED, WITH PAY, EFFECTIVE ON DATES SHOWN:

SHADE TREE

Peter Sandomeno, Laborer-Tree Climbing, 7 days December 11, 1939.

Louis Mechione, Laborer-Tree Climbing, 7 days, December 11, 1939.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Thomas A. Crann, Patrolman, Police Division, Department of Public Safety, was on October 25, 1939, promoted to the rank of Sergeant-Stenographer in the Police Division, Department of Public Safety, at a salary of Three Thousand Dollars per annum, pending Civil Service examination, effective November 7th, 1939; and

WHEREAS, the Civil Service Commission of the State of New Jersey, has advised John B. Keenan, Acting Director of the Department of Public Safety, by communication dated December 12th, 1939, that only three applications have been received by it and that the promotion of Thomas A.

Crann, Patrolman, one of the applicants, who, it is certified, is fully competent to perform the duties of Sergeant-Stenographer may be approved without further examination;

NOW, THEREFORE, BE IT RESOLVED That said Thomas A. Crann, Patrolman, be and he is hereby promoted to the rank of Sergeant-Stenographer in the said Police Division, Department of Public Safety, at a salary of Three Thousand Dollars per annum, payable semi-monthly as other salaries in said Division are paid, effective immediately.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Mayor Ellenstein offered the following resolution:

RESOLVED: That the position of Mechanical Helper at \$46.20 per week, be and the same hereby is created in the Department of Public Affairs, as of December 14th, 1939.

AND BE IT FURTHER RESOLVED, That John R. Del Mauro, Daniel Jordan, John C. Praizner and George Roth, Garagemen in said Department (Bureau of Motors) be, and they hereby are, promoted to such position of Mechanical Helper in said Department (Bureau of Motors) at the compensation and as of the date herein mentioned, pending Civil Service examination.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

Commissioner Byrne offered the following resolutions:

WHEREAS, On May 1st, 1938, for reasons of economy, Frank R. Maher, employed as Assistant Superintendent in the Bureau of Weights and Measures, in the Department of Parks and Public Property, at a salary of \$2,880.00 per annum, was transferred to the Bureau of Printing and Stationery, in the Department of Parks and Public Property, as Utilityman at a salary of \$1,560.00 per annum; and,

WHEREAS, another employee who was transferred from the Bureau of Weights and Measures in the same capacity as Frank R. Maher, to another bureau in the Department of Parks and Public Property, received a salary of \$2,000.00 per annum; and,

WHEREAS, \$1,980.00 was provided in the 1939 City Budget for the salary of Frank B. Maher, notwithstanding same he did not receive this amount; and,

WHEREAS, Frank R. Maher should be placed in the same position as another Assistant Superintendent of the Bureau of Weights and Measures who was transferred to another bureau in the Department of Parks and Public Property, and receive the same salary, even though said salary is less than the amount of money that he received while working as Assistant Superintendent in the Bureau of Weights and Measures;

THEREFORE BE IT RESOLVED, That the salary of the said Frank R. Maher be and it is hereby changed from \$1,560.00 per annum to \$1,680.00

per annum, effective December 1st, 1939, until such time as he may be transferred back to his former position as Assistant Superintendent in the Bureau of Weights and Measures.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the Law and by the authority of the Board of Commissioners of The City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Bituminous Enamel and Primer, for the Division of Water, Department of Public Affairs, therefore be it

RESOLVED, By the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bids being as follows, and the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said Enamel and Primer:

DOSCH-KING COMPANY—
Whippany, N. J.

(Division of Water,
Department of Public Affairs)

Approximately 18 tons Bituminous

Enamel "Wailes Dove-Hermiston 70-B" or approved equal @ \$48.50 ton.

Approximately 100 gals. Primer for above enamel @ .94 gal.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of The City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering and installing Fuel Oil Burners, for the Police Precincts mentioned herein, therefore be it

RESOLVED: By the Board of Commissioners of The City of Newark that the contract for furnishing and delivering said burners to the City of Newark be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said Fuel Oil Burners:

HEATING UTILITIES COMPANY—
Newark, N. J.

(Public Safety)

One (1) Fuel Oil Burner for Third Precinct, to heat Gurney Boiler, as per specifications for \$400.00.

One (1) Fuel Oil Burner for Fourth Precinct, to heat Sunray Boiler, as per specifications for \$425.00.

One (1) Fuel Oil Burner for Second Precinct, to heat Richardson & Boynton Boiler for \$435.00.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That sealed proposals received by the Department of Central Purchase on November 13, 1939, for furnishing and delivering common Brick, Grade A, to the Department of Public Affairs be and the same hereby are rejected, it being deemed advisable to use precast concrete units rather than bricks, as originally specified.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Director of the Department of Parks and Public Property did publicly advertise for sealed proposals for plumbing repairs to be done in Police Headquarters, Newark, New Jersey; and,

WHEREAS, Ralph B. Smith has been determined by the said Director to be the lowest responsible bidder;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the contract for plumbing repairs in the Police Headquarters Building is hereby awarded to Ralph B. Smith for the sum of Two Hundred Eighty-five Dollars (\$285.00) being the lowest formal bidder in response to public advertisement for sealed proposals; and the Director of the Department of Parks and Public Property be and he is hereby authorized and directed to execute, on the part of The City of Newark, proper contract, approved as to form by the Law Department.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Western Union Telegraph Company, Inc., rents to the City of Newark, through the Department of Parks and Public Property, five (5) electric clocks in the Police Headquarters Building, rear of City Hall, at a monthly rental of One Dollar (\$1.00) for each; and,

WHEREAS, This service has been rendered from January 1, 1939; and,

WHEREAS, It is the desire of the Director of the Department of Parks and Public Property to continue this service for the year of 1940;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the action of the Director of the Department of Parks and Public Property in the matter of contracting for the service aforesaid with The Western Union Telegraph Company, Inc., be and the same is

hereby ratified and approved for the year 1940; at the multi-rental of Five Dollars (\$5.00) per month for the five (5) clocks.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did solicit and receive informal bids for binding thirty-eight (38) tax billing books, according to the specifications on file in the office of the said Director; and,

WHEREAS, F. Enderlin & Son is the lowest responsible bidder, of Six Dollars and Fifty Cents (\$6.50) for each book, or a total of Two Hundred and Forty-seven Dollars (\$247.00);

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to contract for the binding of thirty-eight tax billing books, at a total cost of Two Hundred and Forty-seven Dollars (\$247.00), with F. Enderlin & Son, of Newark, New Jersey

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the Department

of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Concrete Units, Dodge Automobiles and Trucks and Wood-working Machinery, all for the Department of Public Affairs, Traffic Signal Pedestals for Police Division, Department of Public Safety; and Lumber for the Shade Tree Division, Department of Parks and Public Property; also Cable for the Police Division, Department of Public Safety.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs is causing to be filed with the Work Projects Administration Project application No. 5207-A, to provide employment for 1,026 persons to be taken from the relief rolls of the City to be employed upon a gardening, canning, school lunch, matron and attendant service project; and

WHEREAS, the contribution requested of the Work Projects Administration for said project amounting to \$671,398.00 is contingent upon the expenditure of \$229,604.00 by the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the Director of

the Department of Public Affairs be and he is hereby authorized to expend the sum of \$229,604.00 for the purpose aforesaid, when and if the said sum of \$229,604.00 is appropriated in the 1940 budget for said purpose.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Pearce R. Franklin, Director of the Department of Public Works is causing to be filed with the Work Project Administration a project application to provide employment for 41 persons to be taken from the relief rolls of the City of Newark to be employed upon a construction, alteration and improvement project at the Municipal Lodging House, located at 426 Washington Street, Newark, N. J.; and

WHEREAS, the contribution requested of the Work Projects Administration for said project amounting to \$14,006.00 is contingent upon the expenditure of \$4,715.00 by the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Works be and he is hereby authorized to expend the sum of \$4,715 for the purpose aforesaid, when and if the said sum of \$4,715.00 is appropriated in the 1940 budget for said purpose.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs is causing to be filed with the Work Projects Administration Project application No. 5202-A, to provide employment for 305 persons to be taken from the relief rolls of the City to be employed upon a toy, shoe and furniture repair and toy lending centers project; and

WHEREAS, the contribution requested of the Work Projects Administration for said project amounting to \$280,324.00 is contingent upon the expenditure of \$93,500.00 by the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$93,500.00 for the purpose aforesaid, when and if the said sum of \$93,500.00 is appropriated in the 1940 budget for said purpose.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to

the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Max Tessler and Harry Tessler (Victory Building and Loan Association, owner); for the construction of a building for automobile painting, body straightening and sale of used cars in a 2nd business district; premises 395-397 Halsey Street; on condition that the said automobile painting, body straightening and sale of used cars be done inside the said building;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Rankin: There were no objectors.

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

Commissioner Murphy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., December 12, 1939.

The Board of Commissioners of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

128-130 Academy Street (rear); City Parking Service; in a 1st industrial district the establishment and operation of an automobile parking station; same to be operated and maintained in conformity with the rules of this Board; same to be operated and maintained in conjunction with the automobile parking station located at 124 Academy Street and to expire on December 26, 1940; (No objectors);

29-53 Warren Place; Louis Nose; in a 1st industrial district the establishment and operation of an automobile parking station; same to be operated and maintained in conformity with the rules of this Board; such use to be limited to the period of one year;

222 First Street, Marie Pulitano, owner; in a 3rd residence district the manufacture of dolls' dresses; on condition that no more than two sewing machines be installed or operated on the premises; such use to be limited to the period of five years; (No objectors);

*42 Elm Road, Patsy Quagliato; renewal of permit for two portable gasoline tanks; such use to be limited to the period of one year ending December 8, 1940;

*380 Clinton Avenue; Samuel E. Sofman; renewal of permit for auto tire service garage; such use to be limited to the period of three years ending December 23, 1942.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary.

Received, copy to be sent to each Commissioner and further action postponed to December 20, 1939.

The City Clerk: This communication from the Board of Adjustment refers to this Board five matters for a hearing to be set one week from today. Two of these matters are renewals and can be disposed of at this time under a suspension of the rules.

Commissioner Murphy: I move the rules be suspended.

Commissioner Byrne: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Patsy Quagliato (Donato Quagliato, owner); for the renewal of permit for two portable gasoline tanks; premises 42 Elm Road; such use to be limited to the period of one year ending December 8, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce P. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Samuel E. Sofman (Premier Building and Loan Association, owner); for the renewal of permit for auto tire service garage; premises 380 Clinton Avenue; such use to be limited to the period of three years ending December 23, 1942;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk: Mr. Mayor, counsel for the applicant Marie Puliatano requests a suspension of the rules in that matter. There were no objectors before the Board of Adjustment. It is for the manufacture of dolls dresses at 222 First Street. A motion to suspend the rules is in order.

Commissioner Byrne: There were no objectors?

The City Clerk: No objectors.

Commissioner Byrne: I move the rules be suspended.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Marie Pulitano, owner; for the manufacture of dolls' dresses in a 3rd residence district; premises 222 First Street; on condition that no more than two sewing machines be installed or operated on the premises; such use to be limited to the period ending five years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The other matters referred to us by the Zoning Board will take the usual course and be heard one week from today, on December 20.

Commissioner Murphy offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark that, in order to avoid duplications of effort resulting from the overlapping of our local government functions, with its consequent unnecessary expenditure of taxpayers' money, and

in the interest of more efficient and lower cost of our local governmental operations, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks

Shade Tree Division

Building Department

Insurance Fund Commission

Housing Authority

Printing and Stationery Division

Division of Central Purchase

be and the same are hereby distributed into the Department of Parks and Public Property, and the Director of the Department of Parks and Public Property is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Keeping of records of all property, real and personal, owned or possessed by the City of Newark;

Housing and maintenance of all

property, real and personal, owned or possessed by the City of Newark;

Maintenance of all buildings owned or leased by the City of Newark;

All telephones and telephone connections, including all trunk lines;

Housing and maintenance of all motor and horse drawn vehicles;

Parks

Shade Tree Division

Building Department

Insurance Fund Commission

Housing Authority

Printing and Stationery Division

Division of Central Purchase

and shall perform all of the duties now or heretofore imposed by law with respect thereto.

Vincent J. Murphy

Commissioner Murphy: This resolution is the same as the ones in the previous week.

(On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein. The resolution is not passed, having received but two votes.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Relief

Overseer of the Poor

Soldiers and Sailors Aid Bureau

Camp Newark

Employment Bureau

Municipal Assistance Board

Labor Relations Board

Health Bureau

City Hospital

Alms House

Home for Boys

Baths

Dog Pound

be and the same are hereby distributed into the Department of Public Works, and the Director of the Department of Public Works is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Relief

Overseer of the Poor

Soldiers and Sailors Aid Bureau

Camp Newark

Employment Bureau

Municipal Assistance Board

Labor Relations Board

Health Bureau

City Hospital

Alms House

Home for Boys

Baths

Dog Pound

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Commissioner Murphy: I move its adoption.

(On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein: This resolution receiving but two votes is declared not passed.

Commissioner Murphy offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Police Division

Police Courts

Fire Division

Weights and Measures

Smoke Abatement

All Licenses

Street Lighting

Transportation Regulation

be and the same are hereby distributed into the Department of Public Safety, and the Director of the Department of Public Safety is hereby vested with all of the powers, author-

ity and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Police Division

Police Courts

Fire Division

Weights and Measures

Smoke Abatement

All Licenses

Street Lighting

Transportation Regulation

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Commissioner Murphy: I move the adoption.

(On roll call: Commissioner Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein: This resolution receiving but two votes is declared not passed.

Commissioner Murphy offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Comptroller

Treasurer

Tax Receiver

Auditor of Accounts

Board of Assessment and Revision of Taxes

Board of Assessment for Local Improvements

Board of Adjustment

Sinking Fund Commission

Billing, collection and auditing division, now in the Water Bureau.

Martin Act

Pension Funds

Law Department

be and the same are hereby distributed into the Department of Revenue and Finance, and the Director of the Department of Revenue and Finance, is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Comptroller

Treasurer

Tax Receiver

Auditor of Accounts

Board of Assessment and Revision of Taxes

Board of Assessment for Local Improvements

Board of Adjustment

Sinking Fund Commission

Billing, collection and auditing division, now in the Water Bureau

Martin Act

Pension Funds

Law Department

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

Commissioner Murphy: I move adoption.

(On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein: The resolution having received but two votes is declared not passed.

Commissioner Murphy offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Streets

Street Cleaning

Refuse Collection

Sewers

Water Department, except the billing, collection and auditing functions thereof,

Airport

Docks

Passaic River Waterfront

Municipal Waterfronts

Port Newark Development

Art Commission

Free Public Library

Museum

Board of Education

Newark Technical School

District Courts

City Clerk

be and the same are hereby distributed into the Department of Public Affairs, and the Director of the Department of Public Affairs is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Streets

Street Cleaning

Refuse Collection

Sewers

Water Department, except the billing, collection and auditing functions thereof,

Airport

Docks

Passaic River Waterfront

Municipal Waterfronts

Port Newark Development

Art Commission

Free Public Library

Museum

Board of Education

Newark Technical School

District Courts

City Clerk

and shall perform all of the duties now or heretofore imposed by law with respect thereto, (except the housing and maintenance of all real and personal property connected therewith.)

Vincent J. Murphy

(On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

Mayor Ellenstein offered the following resolution:

WHEREAS, at meetings held by the Board of Commissioners of the City of Newark on December 6, 1939, November 29, 1939, November 22, 1939, and October 18, 1939, by resolutions adopted on the above dates, copies of which are attached hereto and made a part hereof, and marked Schedule A-B, which schedule contains Schedule A-A, and also Schedule A, the Board of Commissioners of the City of Newark demanded and required of Commissioner Vincent J. Murphy that he fulfill the duty imposed upon him by law by bona fide participating in the balloting to fill the vacancy created by the resignation of Michael P. Duffy, and whereas despite these demands and requirements, and despite the matter of being called to his attention at all of the meetings above mentioned, said Commissioner Vincent J. Murphy has persistently failed and refused to bona fide participate in the balloting to fill the vacancy created by the resignation of Michael P. Duffy;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the refusal of Commissioner Vincent J. Murphy to bona fide participate in the balloting to fill the vacancy created by the resignation of Michael P. Duffy be, and the same is hereby condemned, and his attention and the attention of the citizens of the City of Newark are called to his failure to fulfill the duty imposed upon him by law.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

(On roll call: Commissioners Byrne, Franklin and Mayor Ellenstein voted aye; Commissioner Murphy voted no.)

Mayor Ellenstein: The resolution having received three votes is declared adopted.

REPORTS OF CITY OFFICERS

The following Reports of City Officers were received and ordered filed:

Superintendent of Weights and Measures for November, 1939.

Department of Buildings for November, 1939.

Clerk of First District Court for November, 1939.

Clerk of Second District Court for November, 1939.

Superintendent of Alms House for November, 1939.

City Clerk (2) for November, 1939.

Thomas F. Guthrie, Chief Clerk, 1st Criminal Court, for November, 1939.

Thomas F. Guthrie, Chief Clerk, Night Police Court Traffic, for November, 1939.

Charles F. McGovern, Clerk 2nd
Criminal Court, Part 1, for November,
1939.

Charles F. McGovern, Clerk 2nd
Criminal Court, Part 2, for November,
1939.

Robert J. Beckley, Clerk 3rd Crim-
inal Court, for November, 1939.

Elizabeth S. Lewis, Clerk Family
Court, for November, 1939.

City Treasurer for November, 1939.

Comptroller for October, 1939.

City of Newark, New Jersey
Department of Revenue and Finance

December 1, 1939.

To the Honorable,
The Commissioners of
The City of Newark, N. J.

Gentlemen:

In accordance with the Act of the
Legislature entitled "A further sup-
plement of the Act entitled 'An Act to
amend and revise the charter of the
City of Newark, N. J.' approved Feb-
ruary 22, 1866" I herewith present a
statement of the receipts and dis-
bursements for the month of Novem-
ber, 1939:

RECEIPTS

Cash on hand October 31, 1939	\$5,802,071.62	
Received from Comptroller, November.....	3,956,846.43	
		<u>\$9,758,918.05</u>

DISBURSEMENTS

By Warrent	\$4,796,759.98	
Without Warrent	442,461.98	
Returned Checks	17,957.85	
		<u>\$5,257,179.81</u>
Cash on hand November 30, 1939		<u>\$4,501,738.24</u>

Respectfully,

Vincent J. Murphy,

Director of Revenue and Finance.

By Joseph J. Kroehl.

Monthly Statement of Cash Collections October 31, 1939

Licenses: Sale of Alcoholic Beverages	\$	720.00
Ice Cream, Plumbing and Refuse		57.00
All other licenses		7,809.04
Fees and Permits: Tax Search Fees		432.00
Building and Electrical Work Permits		5,571.53
Public Sewer Connection Tap Fees		70.00
Towels, Soap, Bathing Suits		2,653.90
Combustible, Moving Picture, Garage and Miscellaneous Permits		1,351.45
Receipts for Patients Treated		2,459.52
Jury and Listing Fees		3,185.70

Animal, Chicken, Plumbing Permits and Miscellaneous Fees	413.20
Transcript Fees for Births, Deaths, etc	397.55
Fines: Magistrates	7,230.00
Overdue and Lost Books	1,444.19
Interest and Costs on Assessments	2,743.61
Interest and Costs on Taxes	36,656.76
State and Other Aid: Gas Tax Refund	4,992.75
Bus Receipts Tax: 5% Trolley	21,390.24
Jitney Tax	18,985.61
Leases and Rentals: City Owned Property	13,281.50
Rent: Army Base	8,333.33
Real Estate Arrears: "Regular"	152,266.85
Personal Arrears	28,644.42
Tax Title Liens: Real Estate Taxes	21,397.05
Interest and Costs: Lien Certificate	675.40
Special Items of General Revenue:	
Leases and Rentals of City Owned Property	416.66
Smoke Abatement Bureau Fees	413.00
Zoning Board Fees, Board of Adjustment	190.00
Foreclosed Property Rents	70.00
Farmers Market Fees	50.00
Current Tax Collections	1,560,959.03
Miscellaneous Revenue Not Anticipated	13.79
Alms House	23.25
City Home	97.77
Police Department	95.81
Street Cleaning	43.05
Poll Tax	12.00
Board of Adjustment	5.38
Other	298.32
Dedicated Revenue:	
Newark Airport	1,384.92
Bureau of Water	280,890.17
Bureau of Docks	5,529.36
Bureau of Streets	10,886.55
Bureau of Street Cleaning	1,695.92
House Sewer Connections	1,034.87
Outdoor Poor	790.00
Bureau of Motors	28.00
Printing and Stationery	4,254.24
Shade Tree	123.42
City Hospital: Payroll Credits	25.25
Shade Tree: Payroll Credits	14.40
Administration of Relief	13.33
200 Washington Street Corp.	833.33
Henry C. Jones Estate	117.17
Redemption of Lien Certificates	16,419.22
U. S. Social Hygiene	2,150.00

Emergency Relief 1938	802,089.25
W. P. A. Special	14,475.40
Public Schools	1,592,435.56
Refunds — Current Taxes	793.28
Return Checks — Current Taxes	6,133.09
Regular Assessments: Pavings	473.74
Openings	6,529.20
House Sewer Connections	397.29
Shade Trees	10.00
Miscellaneous Water Service Conn.	81.91
T. T. L. Assessments: Pavings	14.35
Openings	26.50
Other Cash Collections: County Board Remissions	22.75
Emergency Relief Bonds	700,000.00
Election Account	511.37
Totals	\$5,356,034.51
Under deposit	10.30
	<hr/>
	\$5,356,024.21

Vincent J. Murphy,
Director of Revenue and Finance

Mayor Ellenstein: We will now proceed to the balloting for candidates to fill the vacancy that exists in the City Commission.

Any other presentations?

Commissioner Byrne: Thomas Guthrie.

Is there any presentation of any name that any of the commissioners has?

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Thomas Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

Commissioner Franklin: James Pellecchia, Jr.

(On roll call: Commissioner Byrne voted aye; Commissioner Franklin, Murphy and Mayor Ellenstein voted no.)

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of Mr. Pellecchia being chosen to fill the vacancy which exists on the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Any other presentations?

Mayor Ellenstein: Mr. Pellecchia, having received but two votes is declared not elected.

I will present the name of Labor's unanimous and persistent choice to fill the vacancy, Louis R. Mazzei. As many as are in favor of Mr. Mazzei being chosen to fill the vacancy will

signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Mazzei is declared not elected, having received but two votes.

Are there any other presentations?

I will present the name of Carl Abruzzese. As many as are in favor of Mr. Abruzzese being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted no.)

Mayor Ellenstein: Mr. Abruzzese having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Judge Ralph Villani. As many as are in favor of Judge Villani being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Are there any other presentations?

I will present the name Dr. Ames Fillipone. As many as are in favor of Dr. Fillipone being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye;

Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Dr. Fillipone having received but two votes is declared not elected.

Mayor Ellenstein: Are there any other presentations?

I will present the name of a man who has given good service to the Board of Education of the City of Newark, Frank Cozzoline; as many as are in favor of Mr. Cozzoline being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

(On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.)

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations any of the members of the City Commission have to make?

What is the disposition of the City Commission?

Commissioner Byrne: I move we adjourn.

Commissioner Franklin: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., December 20, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 4:30 P. M., Standard Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy introduced the following ordinance and moved its adoption on first reading:

The Clerk then read the ordinance at length:

An Ordinance to rescind the ordinance entitled "An Ordinance authorizing the issuance of \$1,175,000 Poor Relief Bonds of The City of Newark," adopted on the 13th day of September, 1939.

The Board of Commissioners of the City of Newark Do Ordain as follows:

Section 1. The ordinance entitled "An Ordinance authorizing the issuance of \$1,175,000 Poor Relief Bonds

of the City of Newark," adopted by the Board of Commissioners on the 13th day of September, 1939, is hereby rescinded.

Section 2. This ordinance shall take effect immediately.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that January 3rd, 1940, at 4:30 P. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to rescind ordinances providing for the issuance of bonds and bond anticipation notes heretofore adopted by the Board of Commissioners.

The Board of Commissioners of the City of Newark, Do Ordain as follows:

Section 1. The ordinance entitled "An Ordinance providing for the issuance of bonds of the City of Newark to raise money for the purpose of acquiring additional equipment and furnishings for, and constructing additions to, and reconstructing, The Newark City Hospital," adopted by the Board of Commissioners on the 8th day of December, 1937, is hereby rescinded insofar as said ordinance authorizes the issuance of bonds or bond anticipation notes of The City of Newark in addition to the \$70,000 of bonds heretofore issued pursuant to said ordinance.

Section 2. The ordinance entitled "An Ordinance providing for the issuance of bonds of The City of Newark to finance the cost of replacing the existing timber decking on the Haynes Avenue (Doremus Avenue) Bridge by composite steel and concrete, and of reinforcing the steel structure of said bridge," adopted by the Board of Commissioners on the 6th day of October, 1937, is hereby rescinded insofar as said ordinance authorizes the issuance of bonds or bond anticipation notes of The City of Newark in addition to the \$90,000 of bonds heretofore issued pursuant to said ordinance.

Section 3. This ordinance shall take effect immediately.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that January 3rd, 1940, at 4:30 P. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fix-

ed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to amend an ordinance entitled "Zoning Ordinance of the City of Newark," adopted January 8, 1930, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne: I move to strike out the ordaining clause.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to amend an ordinance entitled "Zoning Ordinance of The City of Newark," adopted January 8, 1930.

The Board of Commissioners of the City of Newark, Do Ordain:

1. That an ordinance entitled "Zoning Ordinance of the City of Newark," adopted January 8, 1930, be and the same is hereby amended by extending the Second Business District as shown on the Zoning Map so as to include the area described as follows:

Bounded easterly by Meeker Avenue, northerly by the northerly line of the Lehigh Valley Railroad property, westerly by the City and County line, and southerly by the northerly line of State Highway Route No. 29.

AND that the Zoning Map which accompanies the ordinance to which this ordinance is an amendment be and the same is hereby changed so as to include within the Second Business District the area described above.

2. All ordinances and parts of ordinances inconsistent herewith be and the same are hereby repealed.

3. This ordinance shall take effect immediately upon final passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that January 3rd, 1940, at 4:30 P. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to amend an ordinance entitled: "An Ordinance to regulate and estab-

lish the opening and closing hours of establishments licensed for the sale of alcoholic beverages and fixing a penalty for violation of the provisions thereof," adopted July 25, 1934, with the amendments and supplements thereto, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne: I move the ordaining clause be stricken out.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented an Ordinance to amend Paragraph 6 of an ordinance entitled, "An Ordinance regulating and licensing taxicabs and the licensing of drivers thereof and designating taxicab stands and prescribing penalties for violations," adopted December 11, 1929, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Byrne moved that the public hearing be closed

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that

the following ordinance be taken up on second reading:

An Ordinance to amend Paragraph 6 of an ordinance entitled, "An Ordinance regulating and licensing taxicabs and the licensing of drivers thereof and designating taxicab stands and prescribing penalties for violations," adopted December 11, 1929.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the title of "An Ordinance to amend Paragraph 6 of an ordinance entitled "An Ordinance regulating the licensing taxicabs and the licensing of drivers thereof and designating taxicab stands and prescribing penalties for violations," adopted December 11, 1929, be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance to amend Paragraph 6 of an ordinance entitled, "An Ordinance regulating the licensing taxicabs and the licensing of drivers thereof and designating taxicab stands and prescribing penalties for violations," adopted December 11, 1929.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance granting Newark Farmers Market, Inc. permission to construct, operate and maintain a single track freight siding at grade across Lister Avenue from a point in the northerly line of same in straight continuation northerly of the easterly line of Catherine Street, thence curving to the left in a general south-westerly direction with a radius of 193.18 feet crossing Lister Avenue to a point in the southerly line of the same distant westerly 87 feet from the south-westerly corner of Lister Avenue and Catherine Street, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Byrne moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the following ordinance be taken up on second reading:

An Ordinance granting Newark Farmers Market, Inc. permission to construct, operate and maintain a single track freight siding at grade across Lister Avenue from a point in the northerly line of same in straight continuation northerly of the easterly line of Catherine Street, thence, curving to the left in a general south-westerly direction with a radius of 193.18 feet crossing Lister Avenue to

a point in the southerly line of the same distant westerly 87 feet from the south-westerly corner of Lister Avenue and Catherine Street.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Byrne moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the ordinance be ordered to a third reading.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the ordinance be taken upon third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the title of "An Ordinance granting Newark Farmers Market, Inc. permission to construct, operate and maintain a single track freight siding at grade across Lister Avenue from a point in the northerly line of same in straight continuation northerly of the easterly line of Catherine Street, thence curving to the left in a general south-westerly direction with a radius of 193.18 feet crossing Lister Avenue to a point in the southerly line of the same distant westerly 87 feet from the south-westerly corner of Lister Avenue and Catherine Street," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance granting Newark Farmers Market, Inc., permission to construct, operate and maintain a single track freight siding at grade across Lister Avenue from a point in the northerly line of same in straight continuation northerly of the easterly line of Catherine Street, thence curving to the left in a general south-

westerly direction with a radius of 193.18 feet crossing Lister Avenue to a point in the southerly line of the same distant westerly 87 feet from the south-westerly corner of Lister Avenue and Catherine Street.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented an Ordinance relating to the business of moving used goods and chattels consisting of either furniture, household goods, pianos, office furniture, store fixtures, etc. and providing for licensing, regulating movers for hire and requiring permits to be obtained before such removal, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Murphy: I move the ordaining clause be stricken out.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to supplement and amend an ordinance entitled "An Ordinance concerning the operation and maintenance of open air parking stations in The City of Newark, and providing for the licensing thereof," adopted June 15, 1932, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne I move it be laid over for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the issuance of street improvement bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne: I move it be deferred for one week.

Mayor Ellnstein: Is there a second to that motion?

Commissioner Murphy: Yes. I do not see what else you can do. Otherwise we are going to be worse off.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Twenty-two Thousand Five Hundred Twenty Dollars and Sixty-two Cents (\$22,520.62) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance, from December 1st to December 15, 1939, as follows:

Director's Office	\$ 1,341.65
Comptroller's Office	2,717.84
Auditor's Ogicer	2,003.33

Treasurer's Office	1,007.04
Receiver of Taxes	3,778.18
Arrears Personal Taxes	1,501.98
Board of Assessments and Revision of Taxes	6,883.99
W. P. A. Tax Revaluation Project 5406-7	208.33
Board of Assessment for Local Improvements	869.98
First District Court	1,095.66
Second District Court	1,111.64
	<hr/>
	\$ 22,520.62

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifteen Thousand Five Hundred Fifty Eight Dollars and Thirty-Six Cents (\$15,558.36) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance as follows:

Treasurer's Office	\$ 24.95
Reserve for Liabilities 5406-7	77.53
Dues U. S. Conference of Mayors	1,000.00
Tax Board	635.00
Advertising Tax Sale	976.60
Reserve for Overpayment Comptroller's Office	2,423.12
Reserve for Overpayment Tax Receiver	10,421.16
	<hr/>
	\$ 15,558.36

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-six Thousand Seven Hundred Seventy-eight Dollars and Ninety-two Cents (\$26,778.92) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions Prior Years
Taxes granted by State
Board of Tax Appeals....\$ 26,778.92

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Two Hundred Eighteen Thousand, Seventy-three Dollars and Forty-eight Cents (\$218,973.48) be and the same is hereby appropriated to the persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from December 1st to 16th, 1939, inclusive, as follows:

Director's Office	\$ 395.83
License Division	714.57
Building Division	3,137.47
Electrical Bureau	2,009.43
1st Criminal and Family Courts	1,104.16
2nd Criminal Court	610.39
3rd Criminal Court	354.16

Night Police Court	312.49
Police Division	129,866.16
Fire Division	79,568.77
	<hr/> \$218,073.48

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Fifty-nine Dollars and Twenty-five Cents (\$359.25) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

License Division\$359.25

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Twenty-four Thousand Nine Hundred Sixty-seven Dollars and Ninety-one Cents (\$24,967.91) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—
 Administration\$ 10,673.42
 Emergency Relief—
 Administration 3,434.63
 Outdoor Poor Department.. 29.40
 Bureau of Health 8,656.55
 Bureau of Baths 2,173.88
 \$ 24,967.91

Pearce R. Franklin
 M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
 Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Six Dollars and Sixty-seven Cents (\$106.67) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Public Outing\$ 64.71
 Emergency Relief—
 Administration 41.96
 \$106.67

Pearce R. Franklin
 M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
 Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Four Thousand Five Hundred Sixty-four Dollars and Forty-nine Cents (\$104,564.49) be and the same is hereby appropriated to the

City Treasurer, being the semi-monthly payroll of the Department of Public Works, for the first half of December, 1939, as follows:

Director's Office\$ 1,566.65
 Newark City Hospital
 (W.P.A. Project 5410-7) 166.66
 Bureau of Health 25,381.38
 Newark City Hospital 23,752.38
 Convalescent Hospital 1,979.01
 Newark City Home 3,111.39
 Bureau of Baths 5,288.31
 Newark City Alms House 2,533.87
 Ivy Hill Power Plant 2,861.76
 Outdoor Poor Department 2,159.98
 Law Department 3,933.29
 Board of Adjustment 470.00
 Emergency Relief—
 Administration 31,359.81
 \$104,564.49

Pearce R. Franklin
 M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
 Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Forty-eight Thousand Five Hundred Eighty Dollars and Sixty-one Cents (\$448,580.61) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—
 Direct\$448,589.61

Pearce R. Franklin
 M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: By the Board of Commissioners of The City of Newark that the sum of Fourteen Thousand Three Hundred Ninety-nine Dollars and Sixty-three Cents (\$14,399.63) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from December 1st to December 15th, 1939, as follows:

Director's Office	\$ 1,029.15
Smoke Abatement	179.16
Public Buildings	8,619.74
Public Buildings—	
City Owned Property	219.86
Weights and Measures	547.66
Printing and Stationery	232.42
Shade Tree	1,457.49
W.P.A. Project 1485-7	208.33
Central Purchase	1,905.82
	<hr/>
	\$ 14,399.63

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark, that the sum of Three Thousand, Two Hundred Twenty-three Dollars and Seventy-seven Cents (\$3,223.77) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of

Parks and Public Property, for weeks ending December 13th and December 16th, 1939, as follows:

Shade Tree	\$1,957.77
Public Buildings	1,266.00
	<hr/>
	\$3,223.77

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark that the sum of Twelve Thousand, Twenty-three Dollars and Twenty-Eight Cents (\$12,023.28) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Director's Office	\$ 40.54
Printing and Stationery—	
Miscellaneous Advertising	54.21
Maintenance of Dog Pond	625.00
Printing and Stationery—	
Dedicated Revenue	2,945.44
Public Buildings	5,449.92
Public Buildings—	
City Owned Property	245.11
Weights and Measures	47.49
W.P.A. Project 3-7-1066	29.70
W.P.A. Project 3-7-5657	193.20
Smoke Abatement	17.22
Shade Tree	1,033.64
Weights and Measures—	
Reserve for Liabilities....	578.61
Central Purchase	419.64
Printing and Stationery	343.50
	<hr/>
	\$ 12,023.28

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of One Hundred Thirty-one Dollars and Sixty-eight Cents (\$131.68) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction\$131.68

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Sixteen Thousand Two Hundred Twenty-five Dollars and Three Cents (\$16,225.03) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction
Hayes Park East W
PA Project 6069\$ 5,914.01
Swimming Pool Construction
Hayes Park West W
PA Project 6069 2,438.65

Swimming Pool Construction
Boylan Street WPA
Project 6069 6,787.98
Swimming Pool Construction
Clifton Avenue WP
A Project 6069 1,084.39
\$ 16,225.03

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Eight Thousand Seven Hundred Ninety-five Dollars and Forty-five Cents (\$8,795.45) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Motors\$ 8,666.42
Newark Airport 80.46
Bureau of Streets 44.57
Elections 4.00
\$ 8,795.45

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eight-three Thousand Five Hundred

Ninety-six Dollars and Twenty-eight Cents (\$83,596.28) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Clerk	\$ 538.70
House Sewer Connections..	586.26
Elections	80.50
Newark Labor Relations Board	49.48
Sewers	80.88
Director's Office	27.50
Surveys	350.27
Surplus Revenue Account..	20.00
Contingent Account (Resolution 5580)	74.96
Street Cleaning	2,690.31
Streets	571.44
Public Lighting	31,607.31
Newark Airport	2,277.18
Docks	238.67
Newark Industrial Commission	254.48
Water	14,639.17
Water (WPA)	29,309.25
Care of Indigent Children..	199.92
	<hr/>
	\$ 83,596.28

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty Thousand, Two Hundred Nine Dollars and Seventy-nine Cents (\$40,209.79) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending December 13, 1939:

Newark Airport	\$ 2,129.85
Bureau of Motors	2,605.34
Bureau of Streets	2,147.19
Bureau of Sewers	875.00
House Sewer Connections..	576.13
Bureau of Street Cleaning	21,058.17
Street Construction	654.90
Bureau of Docks	776.40
Bureau of Water	9,386.81
	<hr/>
	\$ 40,209.79

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Hundred Dollars (\$700.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$700.00
-------------	----------

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of Two Hundred and Fifty Dollars (\$250.00) be and the same hereby is appropriated to the persons named, as follows:

per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Toy mending (WPA Project 5618-7)	\$200.00
National Youth Administration (WPA Project 19-3EN-42) Garment Project)	50.00
	<hr/>
	\$250.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Ten Thousand, Nine Hundred Ninety-three Dollars and Forty-six Cents (\$10,933.46) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction Hayes Park East—WPA Project 6069	\$ 3,619.89
Swimming Pool Construction Hayes Park West—WPA Project 6069	3,274.53
Swimming Pool Construction Boylan Street—WPA Project 6069	2,596.18
Swimming Pool Construction Clifton Avenue—WPA Project 6069	1,602.86
	<hr/>
	\$ 10,993.46

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Three Hundred Thirteen Dollars and Eight Cents (\$313.08) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (Hayes Park East)	\$ 8.63
Swimming Pool Construction (Hayes Park West)	46.50
Swimming Pool Construction (Boylan Street)	183.50
Swimming Pool Construction (Clifton Avenue)	74.45
	<hr/>
	\$313.08

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Three Hundred Twenty-three Dollars (\$323.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Sewer Construction (WPA Project 4713-7)	\$120.94
---	----------

Sewer Construction	
(WPA Project 3131-7)	70.00
Sewer Construction	
(WPA Project 6951-7)	132.06
	<hr/>
	\$323.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Ninety-two Dollars and Ninety-eight Cents (\$592.98) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Cleaning	
(WPA Project 6409-7)	\$141.79
Street Cleaning	
(WPA Project 6409-7)	157.50
National Youth Administration (WPA Project 92-3E-41A)	123.00
Toy Mending	
(WPA Project 5618-7)	116.69
City Planning	
(WPA Project 5358-7)	41.72
Newark Worlds Fair Committee WPA	12.28
	<hr/>
	\$592.98

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,

Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, Six Hundred Five Dollars and Ninety-seven Cents (\$4,605.97) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction	
WPA Project 6926-7)	\$3,392.46
Sewer Construction	
WPA Project 4313-7)	958.72
Sewer Construction	
WPA Project 6131-7)	76.20
Sewer Construction	
WPA Project 6951-7	178.59
	<hr/>
	\$4,605.97

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-eight Thousand Eight Hundred Ninety Dollars and Eighty-five Cents (\$48,890.85) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll, period December 1st-December 15th, 1939, both inclusive:

Director's Office	\$ 1,452.07
Newark Airport	3,269.99
Bureau of Lighting	420.00
Bureau of Streets	6,102.41
Sidwalks	216.66

House Sewer Connections ..	380.82
Bureau of Sewers	1,039.97
Bureau of Street Cleaning ..	4,206.57
Bureau of Surveys	3,209.16
Engineering Division	1,129.99
Bureau of Motors	1,927.63
Bureau of Water	19,440.71
Swimming Pool Projects....	708.33
Bureau of Docks	1,095.00
Newark Labor Relations	
Board	390.00
Sewer Construction	782.07
Haynes Avenue Bridge	
Construction — General	200.00
Haynes Avenue Bridge	
Construction—P.W.A.	270.83
City Clerk	3,223.64
Elections	425.00
	<hr/>
	\$ 48,890.85

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following named persons be and they are hereby appointed Constables of the City of Newark, for the term expiring December 31, 1940:

Paul Beyer, 711 South 14th Street,

Solomon C. Bennett, 17 Harding Terrace,

Sanford Bierman, 41 Schofield Street,

Irving Gelber, 293 Pomona Avenue,

Emanuel Geller, 678 South 19th Street,

Harry J. Glatt, 104 Schuyler Avenue,

Alan H. Hecht, 85 Grumman Avenue,

William Kalb, 150 Leslie Street,

Isadore Kronstein, 26 Mercer Street,

Salvator E. Maglio, 420 North 13th Street,

Max Marzell, 281 Ridgewood Avenue,

Herman Meyerowitz, 85 Johnson Avenue,

Harold Semel, 350 Leslie Street,

Joseph Tannenbaum, 50 Milford Avenue,

Joseph Vogt, 689 South 17th Street,

John Warner, 247 Vassar Avenue,

Charles E. Weiler, 331 Broad Street,

Irving Wolf, 161 Ivy Street.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, The Board of Commissioners has heretofore adopted the ordinance hereinafter described, and the Board of Commissioners desires to make further provision for the issuance of Bond Anticipation Notes pursuant to said ordinance; NOW, THEREFORE,

BE IT RESOLVED By the Board of Commissioners of the City of Newark that there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance providing for the issuance of \$200,000 Water Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners on the 29th day of November, 1939. Bond Anticipation Notes of said City of the aggregate principal amount of \$200,000, and that each of said notes shall be dated on or about the date of its issuance, and shall be payable not more than six months after its date and shall bear interest at a rate which shall not exceed six per centum (6%) per annum.

FURTHER RESOLVED, That each of said notes shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and Acting City Auditor, and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

FURTHER RESOLVED, That the power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

FURTHER RESOLVED, That said Director be and he hereby is directed to report to the Board of Commis-

sioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, By the Board of Commissioners of The City of Newark, that Resolution No. 6305, adopted by this Board on December 13, 1939, be and the same is hereby rescinded.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, By the Board of Commissioners of The City of Newark, that pursuant to Local Budget Act, R.S. 40:2-30, Transfers of Appropriations, that the Director of the Department of Revenue and Finance be and he is hereby authorized to make the following transfer to and from budget appropriation:

One Hundred Thousand Dollars

(\$100,000.00) from W. P. A. Projects—other than Personal Service, in the Department of Public Affairs, to the Bureau of Street Cleaning—other than Personal Service, in said Department of Public Affairs.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark that pursuant to Local Budget Act R. S. 40-2-30, Transfers of Appropriations, that the Director of the Department of Revenue and Finance be and he hereby is authorizel and directed to make the following transfer to and from budget appropriation:

Thirty-seven Thousand Dollars (\$37,000) from Department of Public Affairs, Bureau of Street Cleaning—other than personal service to Department of Public Affairs Bureau of Street Cleaning Personal Service.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, By the Board of Commissioners of The City of Newark, that pursuant to Local Budget Act R. S. 40:2-30, Transfers of Appropria-

tions, that the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to make the following transfer to and from budget appropriation:

One Thousand Dollars (\$1,000.00) from the Works Progress Administration in the Department of Public Affairs, to the Works Progress Administration appropriation in the Department of Public Works, Relief Administration Account, other than Personal Service, which funds are necessary to be applied as additional Sponsor's Contribution to Project No. 3-7-5737, under which project cordwood is cut and distributed free of charge to needy families on the relief rolls of the City, and which contribution will permit of the assignment to this project of 100 additional W. P. A. workers to be new assignments taken from the relief rolls of the City.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

RESOLVED: By the Board of Commissioners of the City of Newark that pursuant to Local Budget Act—R.S 40:2-30—Transfers of Appropriations—that the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to make the following transfers to and from Budget Appropriations:

From—Commissioners Local Improvements
Other than Personal Service \$ 500.00

To—Auditor's Office Personal Service	500.00	From—Carfare	745 97
From—Commissioners Local Improvements— Other than Personal Ser- vice	500.00	To—Auditor's Office Other than Personal Ser- vice	745.97
To—Auditor's Office Other than Personal Ser- vice	500.00	From—Stenographic Services	1,811.90
From—Personal Arrears— Personal Service	1,800.00	To—Tax Receiver Other than Personal Ser- vice	1,811.90
To—Treasurer's Office Other than Personal Ser- vice	1,800.00	From—Maintenance of Fore- closed Property	4,400.00
From—Advertising Tax Sale	4,500.00	To—Tax Receiver Other than Personal Ser- vice	4,400.00
To—Tax Receiver Other than Personal Ser- vice	4,050.00	Vincent J. Murphy M. Ellenstein Jos. M. Byrne, Jr. Pearce R. Franklin	
To—Tax Board Other than Personal Ser- vice	450.00	The roll being called, the resolution was declared adopted by the follow- ing votes:	
From—District Courts Personal Service	400.00	Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.	
To—Auditor's Office Other than Personal Ser- vice	400.00	RESOLVED: By the Board of Com- missioners of The City of Newark, that pursuant to Local Budget Act, R.S. 40:2-30, Transfers of Appropria- tions, that the Director of the De- partment of Revenue and Finance be and he is hereby authorized to make the following transfers to and from budget appropriations in the Depart- ment of Parks and Public Property:	
From—District Courts Other than Personal Ser- vice	800.00	From Public Buildings—City Owned Property, Personal Service to Pub- lic Buildings, Other than Personal Service	\$102.00
To—Treasurer's Office Other than Personal Ser- vice	400.00	From Public Buildings—City Owned Property, Other than Personal Ser- vice, to Public Buildings, Other than Personal Service	\$100.00
To—Tax Receiver Other than Personal Ser- vice	400.00	From Director's Office—Other than Personal Service, to Public Build- ings, Other than Personal Ser- vice	\$200.00
From—Court Costs	900.00		
To—Auditor's Office Other than Personal Ser- vice	900.00		

From Printing and Stationery—
Other than Personal Service, to
Public Buildings, Other than Per-
sonal Service\$2,000.00

Weights and Measures, Other than
Personal Service, to Shade Tree,
Other than Personal Service \$625.00

Shade Tree, Personal Service, to
Shade Tree, Other than Personal
Service\$1,100.00

Public Buildings, Personal Service, to
Public Buildings, Other than Per-
sonal Service\$2,600.00

Central Purchase, Personal Service,
to Central Purchase, Other than
Personal Service\$660.00

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, an emergency has
arisen with respect to emergency re-
lief administration, Department of
Public Works; and,

WHEREAS, no adequate provision
was made in the 1939 Budget for the
aforesaid purpose; and,

WEREAS, R. S. 40:2-31 provides
for the creation of an emergency ap-
propriation for the purpose above
mentioned; and,

WHEREAS, the total amount of
emergency appropriations created, in-
cluding the appropriation created by
this resolution, is \$279,878.19, and
three per centum (3%) of the total
current operating expenses for the
year 1939 is \$495,209.63;

(1) NOW, THEREFORE, BE IT
RESOLVED, By the Board of Com-
missioners of the City of Newark,
that an emergency appropriation be
and the same is hereby made, pursu-
ant to R. S. 40: 2-31, (1) in the total
amount of \$39,000.00, being for Per-
sonal Services; and,

(1A) BE IT FURTHER RESOLV-
ED, That the said appropriation shall
be provided for in full in the 1940
Budget; and,

(1B) BE IT FURTHER RESOLV-
ED, That a copy of this resolution be
filed forthwith with the Commission-
er of Local Government.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein:

Commissioner Murphy offered the
following resolution:

WHEREAS, the Board of Assess-
ment and Revision of Taxes on De-
cember 6th, 1939, passed a resolution
authorizing Joseph J. Smith, Presi-
dent of the said Board, to sign peti-
tions of appeal in all cases on which
appeals are to be made to the Essex
County Board of Taxation and also
all petitions of appeal to the State
Board of Taxes and Appeals, on be-
half of the City of Newark concern-
ing 1939 assessments, in all cases on
which appeals are to be made to the
said State Board of Tax Appeals,
against the action of the Essex Coun-
ty Board of Taxation in reducing as-
sessments on both real and personal
property for the year 1939; and,

WHEREAS, it is desired to author-

ize the said Joseph J. Smith to act for and in behalf of the City of Newark in such appeals,

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark, that appeals to the Essex County Board of Taxation and to the State Board of Tax Appeals, both as aforesaid, shall be made in behalf of the City of Newark and the governing body, the Board of Commissioners, by and through Joseph J. Smith, President of the Board of Assessment and Revision of Taxes, and the said Joseph J. Smith be and he is hereby authorized to sign petitions of appeal, as aforesaid, in all cases for and in behalf of the City of Newark and the governing body thereof, and the Director of the Department of Revenue and Finance, and to do all things necessary concerning the filing and presenting of said tax appeals.

AND BE IT FURTHER RESOLVED That the City Clerk be and he is hereby directed to forward certified copies of these Resolutions to the Essex County Board of Taxation and to the State Board of Tax Appeals.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That bids received by the Director of the Department of Public Affairs on April 13th, 1939, for the demolition of Airplane Hangars at Newark Airport be and the same hereby are rejected, and

BE IT FURTHER RESOLVED,

That the said Director be and he hereby is authorized and directed to advertise for sealed proposals for the taking down of the City-owned hangar at Newark Airport and re-erecting the same in the rear of the Victoria Street Garage, said proposals to be received at such time and place as said Director may in proper advertisement designate.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

WHEREAS, a local settlement has occurred in part of the foundation of the Victoria Street Garage due to unusual soil conditions in that particular area; and,

WHEREAS, the Building Superintendent of the City of Newark has made an examination of the City Garage at Victoria Street and made recommendations that immediate reinforcing work be done.

THEREFORE BE IT RESOLVED, That the Director of the Department of Public Affairs, be and he is hereby authorized and directed to advertise for sealed proposals for reinforcing and repairing the City Garage at Victoria Street, Newark, New Jersey.

Bids to be received by said Director at such time and on such date as he shall in said advertisement designate.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, The City of Newark is the owner of premises 544 Ferry Street, Newark; and,

WHEREAS, the Fire Division of the Department of Public Safety has inspected the building of the said premises and has reported to the Director of the Department of Parks and Public Property that the condition of the vacant house is extremely hazardous and that numerous fires have occurred there recently, constituting a dangerous condition for nearby buildings;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to demolish the building on the premises at 544 Ferry Street; and,

BE IT FURTHER RESOLVED That the Director of the Department of Parks and Public Property be and he is authorized and empowered to advertise for bids for the demolition of the said building, said bids to be advertised for and received in accordance with law.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Director of the

Department of Parks and Public Property did publicly advertise for sealed proposals for repairing and rewiring the Burke generator in the City Hall Power Plant, located in the rear of the City Hall, Newark, New Jersey; and,

WHEREAS, J. L. Hemphill & Company has been determined by the said Director to be the lowest responsible bidder;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the contract for repairing and rewiring the Burke generator in the Power Plant is hereby awarded to J. L. Hemphill & Company for the sum of One Thousand, One Hundred Twelve Dollars and Fifty Cents (\$1,112.50), being the lowest formal bidder in response to public advertisement for sealed proposals; and the Director of the Department of Parks and Public Property be and he is hereby authorized and directed to execute, on the part of The City of Newark, proper contract, approved as to form by the Law Department.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Director of the Department of Parks and Public Property did solicit informal bids for the lighting of Christmas trees on the front lawn of the City Hall Building; and,

WHEREAS, the lowest responsible bidder was the International Electrical and Flag Decorating Co., Inc., for

One Hundred and Twenty-five Dollars (\$125.00); and,

WHEREAS, by reason of the emergency existing the Director did contract accordingly;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the action of the Director of the Department of Parks and Public Property in the above matter be and the same is hereby approved and ratified.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property, obtained informal bids for the purpose of painting flag poles in the following parks:

Hayes Park North,
Washington,
Military,
Liberty,
Douglass,
Harrison,
Milford,
McKinley

and,

WHEREAS, Harrie W. Jennings was determined to be the lowest responsible bidder in the sum of One Hundred and Fifty-three Dollars (\$153.00), and the Director of the Department of Parks and Public Property did award the contract accordingly,

THEREFORE, BE IT RESOLVED,

By the Board of Commissioners of The City of Newark, that the action of the Director of the Department of Parks and Public Property in the aforesaid matter be and the same is hereby approved and ratified.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Radio Tubes, therefore be it

RESOLVED By the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said Radio Tubes to the City of Newark, be and the same hereby are awarded as follows: being the lowest formal bidder in response to public advertisement for sealed proposals the amount of its bid being as follows, and the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said Radio Tubes:

GRAYBAR ELECTRIC COMPANY,
INC., Newark, N. J.
(Public Safety)

Approximately 12 Western Electric
249B Tubes @ \$10.00 each.

Approximately 8 Western Electric
284D Tubes @ \$16.00 each.

Approximately 6 Western Electric
305A Tubes @ \$38.50 each.

Approximately 4 Western Electric
251A Tubes @ \$300.00 each.

Approximately 12 Western Electric
247A Tubes @ \$4.00 each.

Approximately 8 Western Electric
306A Tubes @ \$12.10 each.

Approximately 6 Western Electric
252A Tubes @ \$11.90 each.

Approximately 4 Western Electric
253A Tubes @ \$9.85 each.

Approximately 50 No 78 R.C.A. Radio
Tubes @ \$.38 each.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Cinders, therefore be it

RESOLVED By the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said Cinders to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and di-

rected to execute on the part of the City of Newark, proper contract for furnishing and delivering said Cinders:

VIOLA BROS., INC.—Nutley, N. J.
(Public Affairs)

Approximately 3,350 cu. yds. Cinders
@ \$.98 cu. yd.

(Bureau of Streets Standard Specifications, Section 492)

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Addressograph Plates, frames, etc., therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said Addressograph Plates, frames, etc.

HERVEY B. PHILLIPS, t/a Addressograph Sales Agency, Newark, N. J.

(For Department of Public Works)

No. 1 Approx. 20,000 G. G. frames @ \$30.85 M.

No. 2 Approx. 8,000 Addressograph top plates @ \$7.10 M.

No. 3 Approx. 8,000 Addressograph bottom plates @ \$8.00 M.

No. 4 Approx 40,000 embossed tabs for G. G. frames @ \$5.20 M.

No. 5 Approx 45,000 G. G. cards @ \$50 M.

No. 6 Approx. 5 sets indices for G. G. frames (80 breakdown) @ \$.65 ea.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering bituminous sand, therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said sand to the City of Newark be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of

Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said sand:

FRANK LAPA, Old Bridge, N. J.
(Public Affairs)

Approx. 2,000 cu. yds. Bituminous sand (Section 419 Bureau of Streets Standard Specifications) scow delivery to City Asphalt Plant @ \$1.12 cu. yd.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering cast iron pipe and specials; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said cast iron pipe and specials to the City of Newark be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said iron pipe and specials.

WARREN FOUNDRY & PIPE
CORPORATION—New York City.

(Public Affairs)

Approx. 3,500 lin. ft. of 8" diameter
pipe, class C @ \$1.25 ft.

Approx. 6,500 lin. ft. of 12" diameter
pipe, class C @ \$2.22 ft.

Approx. 25 tons of Class "D" special
castings, 4 to 12 inch diameter, incl.
A.W.W.A. Standard Specifications
A. f.o.b. Division of Water, Wilson
Avenue Yard, Newark, N. J. @
\$108.00 net ton.

B. f.o.b. Division of Water truck at
Foundry @ \$106.20 net ton.

Approx. 5 tons of Class "D" special
castings, Bullnose tees 6 by 8-inch
diameter A.W.W.A. Standard Spec-
ifications. A. f.o.b. Division of Wat-
er, Wilson Avenue, Newark, N. J.
@ \$127.50 net ton.

B. f.o.b. Division of Water Truck at
Foundry @ \$125.70 net ton.

30 tons of Class "C" and "D" special
castings, 20 to 36 inch diameter in-
clusive A.W.W.A. Standard Spec-
ifications.

A. f.o.b. Division of Water, Wilson
Avenue, Yard, Newark, N. J., @
\$108.00 net ton.

B. f.o.b. Division of Water Truck
at Foundry @ \$106.80 net.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the
law and by the authority of the Board
of Commissioners of the City of New-
ark, New Jersey, the Department of
Central Purchase publicly solicited,
received and opened bids for furnish-
ing and delivering motorcycles; there-
fore be it

RESOLVED, by the Board of Com-
missioners of the City of Newark
that the contract for furnishing and
delivering said motorcycles to the
City of Newark, be and the same here-
by are awarded as follows, being the
lowest formal bidder in response to
public advertisement for sealed pro-
posals, the amount of its bid being as
follows, and the Director of the De-
partment of Parks and Public Prop-
erty and the City Clerk of the City
of Newark are hereby authorized and
directed to execute on the part of the
City of Newark, proper contract for
furnishing and delivering said motor-
cycles:

CARL W BUSH COMPANY—
Newark, N. J.

(Public Safety)

One (1) or more 1940 Harley-David-
son solo motorcycles @ \$485.70 ea.

ALLOWANCES

Harley-Davidson motorcycles

36-V-LH-2940	\$75
36-V-LH-2938	75
36-V-LH-2939	75
36-V-LH-2941	75
36-V-LH-2936	75
36-V-LH-2937	75

Sidcars

36-K-1312	\$10
36-K-1313	10
36-K-1314	10
36-K-1317	10
36-K-1318	10
36-X-1319	10

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering concrete pipe; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said concrete pipe to the City of Newark, be and the same hereby is awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said concrete pipe:

CORE JOINT CONCRETE PIPE
CORP., Union, N. J.

(Public Affairs)

Approx. 1,000 lin. ft. 12" plain concrete pipe @ \$.38 per ft.

KERR CONCRETE PIPE COMPANY
Passaic, N. J.

Approx. 800 lin. ft. 15" reinforced concrete pipe @ \$.49 per ft.

Approx. 340 lin. ft. 33" reinforced concrete pipe @ \$1.50 per ft.

LOCK JOINT PIPE COMPANY—
Amvere, N. J.

(Public Affairs)

Approx. 1,100 lin. ft. 18" reinforced concrete pipe @ \$.57 lin. ft.

Approx. 230 lin. ft. 21" reinforced concrete pipe @ \$.77 lin. ft.

Approx. 500 lin. ft. 60" reinforced concrete pipe @ \$4.35 lin. ft.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering manhole heads and basin heads; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said manhole heads and basin heads to the City of Newark, be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, and the amount of its bid being as follows, and the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said manhole heads and basin heads:

ARMORED CONCRETE CORPORATION—Newark, N. J.

(Public Affairs)

Approx. 30 Newark Standard Manhole heads complete 10" deep @ \$20.00 ea.

Approx. 30 Standard State Highway Type basin heads complete @ \$44.90 ea.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering International Truck; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said International Truck to the City of Newark, be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said International Truck:

INTERNATIONAL HARVESTER COMPANY—Newark, N. J.

(Public Works, Department of Welfare)

One (1) International Truck, Model D-15 $\frac{3}{4}$ -1 ton, 9' long, 56" high, 54" wide, spare tire and tube, front

bumper, rear bumper, shock absorbers, extra seat, mirror and windshield wiper for\$928.74 (one)

ALLOWANCE

1936 Reo $\frac{1}{2}$ -ton body truck	100.00
	<hr/>
	\$828.74

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Ford trucks and automobiles; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said Ford trucks and automobiles to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of New-

ark, proper contracts for furnishing and delivering said Ford truck and automobiles;

FISHER'S AUTO SALES COMPANY
—Newark, N. J.

(Public Safety)

One (1) or more Ford Commercial car chassis 112" wheelbase with 85 H.P., V-8 Motor. Ford pick-up type body @ \$652 each.

ALLOWANCES

Reg. No. 75, Serial No. 7526473, Motor No. CP 3898, Year 1932, \$75.

Reg. No. 77, Serial No. 7526471, Motor No. CP 4130, Year 1932, \$75.

One (1) Ford V-8 1940 Model O1A with 85 horsepower motor @ \$814. each.

ALLOWANCE

1937 Ford Coupe M 3934351, \$225.

HAGIN & KOPLIN, INC.—Newark.
N. J.

(Public Works and Public Safety)

One (1) or more Ford V-8 Fordor 1940 Standard 85 Sedan, Black, equipped with 1940 Ford fresh air heater and defroster @ \$815 each.

ALLOWANCE

1935 Reo Sedan, serial No. 5543610, \$115.

One (1) or more Ford commercial car chassis 112" wheelbase with 85 H.P. V-8 Motor, Ford Pick-up type body @ \$652 each.

ALLOWANCE

Reg. No. 98, Serial No. 7526470, Motor No. CP 4129, Year 1932, \$72.

Note. Ford Sedan requirements are for Public Works and Public Safety Ford Pick-up body is required for Department of Public Safety.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering filing cabinets, for the Relief Administration, Department of Public Works; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said materials to the City of Newark be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said material:

R. R. BRANT COMPANY—
Newark, N. J.

(Relief Administration—Department of Public Works)

One (1) No. 0404 C8L 4x6 cabinets, as per specifications @ \$72.40 each.

Eleven (11) No. 0404 L cabinets, 50½
x26½" as per spec. @ \$31.00 each.

Three (3) No. 0406 L cabinets, 50½x
26½" as per spec. @ \$38.65 each.

Nine (9) No. 44104 RCY&E files, 4
drawers to section @ \$16.15 each.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the
law and by the authority of the Board
of Commissioners of the City of New-
ark, New Jersey, the Department of
Central Purchase publicly solicited,
received and opened bids for furnish-
ing and delivering snow plows; there-
fore be it

RESOLVED, by the Board of Com-
missioners of the City of Newark that
the contract for furnishing and de-
livering said snow plows to the City
of Newark, be and the same hereby
are awarded as follows, being the low-
est formal bidder in response to pub-
lic advertisement for sealed proposals,
the amount of its bid being as follows,
and the Director of the Department
of Parks and Public Property and the
City Clerk of the City of Newark are
hereby authorized and directed to ex-
ecute on the part of the City of New-
ark, proper contract for furnishing
and delivering said snow plows:

SMITH TRACTOR AND EQUIP-
MENT COMPANY—Irvington, N.J.

Three (3) or more model 153-A, 10 ft.
Reversible trip blade Baker snow
plows with all necessary parts and
proper attachments for Standard

Model BM Mack trucks, delivered
complete @ \$325.00 ea.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

The Director of the Department of
Parks and Public Property submits
the item, as hereinafter set forth, as
obligations incurred by his Depart-
ment, all of which were necessary in
the conduct of its affairs and recom-
mended for approval by the Director,
who certifies as to correctness.

THEREFORE BE IT RESOLVED,
by the Board of Commissioners of the
City of Newark that the following
purchases of materials, supplies and
labor, by authority of the Director of
the Department of Parks and Public
Property, be and the same are hereby
approved.

Director's Office

Bennett Oil Company, gaso-
line and oil\$ 16.54

City Treasurer, postage..... 24.00

Printing and Stationery— Miscellaneous Adv.

Newark Evening News—
Miscellaneous Advertising.... 25.03

Newark Star-Ledger—
Miscellaneous Advertising .. 5.64

Newark Star-Eagle—
Miscellaneous Advertising .. 21.00

Newark Sunday Call—
Miscellaneous Advertising .. 2.52

**Printing and Stationery—
Dedicated Revenue**

Addressograph Multigraph
Corp., quarterly inspection.... 77.86

Allen Calculators, Inc., main-
tenance service 56.25

Bates Manufacturing Co., re-
pairing machine 4.15

Postage Meter Co., meter ren-
tal 17.49

Slifer Typewriter Co., rental... 9.00

Todd Sales Co., maintenance
service 26.00

Public Buildings

Everlasting Valve Co., Power
Plant repairs 105.00

Max S. Kotler, repairing locks,
etc. 5.95

M. Lakind, furnishing and in-
stalling glass 12.00

McCabe Boiler Works, remov-
ing and installing tube 36.00

N. J. Bell Telephone Co., di-
rect wires 181.80

N. J. Bell Telephone Co., City
Hall switchboard 967.49

Otis Elevator Co., elevator re-
pairs 44.64

B. T. Renshaw, decorating City
Hall and stand 35.00

Suppa Brothers, decorations.... 55.00

Gustave Van Hise, installing
rope on flag pole 3.00

**Public Buildings—City owned
Property**

Insurance Fund Commission,
fire insurance Park Ave 219.80

Insurance Fund Commission,
fire insurance Farmers
Market Building 25.31

Weights and Measures

Bennett Oil Co., gasoline and
oil 15.24

Superior Garage Co., of New-
ark, Inc., storage, etc. 32.25

Smoke Abatement

Bennett Oil Co., gasoline and
oil 17.22

Shade Tree

Bennett Oil Co., gasoline, oil,
etc. 117.99

Carl Bannwart, incidentals 5.90

Cornelius J. Cronin, transpor-
tation and calls 5.00

Electric Battery Co., rental of
batteries 1.50

Guardian Fence Co., repairing
bronze fence 55.00

Wm. C. Hicks, transportation
and phone calls 3.00

Insurance Fund Commission,
medical compensation 135.00

Estate of Edward J. Joyce,
plumbing work 14.00

Solomon Newbarth, transport-
ation and calls 5.00

N. J. Bell Telephone Co.,
telephone at Nursery 5.00

Public Service Electric and
Gas Co., electric 36.94

Reliable Chimney and Furnace
Co., cleaning chimney 3.00

Sterling Motors Co , repairs to
truck 22.31

Andrew J Sweeney, transport-
ation and calls 5.00

Hugh P. Sweeney, transporta-
tion and calls 5.00

Patrick H. Tansey, transporta-
tion and calls 5.00

**Weights and Measures
Reserve for Liabilities**

S. H. Grossman, furnishing
and installing handles, etc 5.12

Walter Sign Co., lettering
Dodge truck 10.00

**Printing and Stationery—
Dedicated Revenue**

Woodstock Typewriter Co.,
rental of typewriters 18.75

Central Purchase

City Treasurer, postage 91 21

Jersey Central Garage, stor-
age for November and De-
cember 22.00

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, by the Board of Com-
missioners of The City of Newark,
that the following changes appearing
in the payrolls of the Department of
Parks and Public Property for the
second half of December, 1939, and
the weekly payrolls as hereinafter set

forth, be and the same are hereby ap-
proved, confirmed and ratified;

PUBLIC BUILDINGS

Timothy Tansey, Cleaner, absent
without pay, returned to duty Decem-
ber 16th, 1939.

**VACATIONS GRANTED, WITH
PAY, EFFECTIVE ON DATES
SHOWN.**

SHADE TREE

James Cumiskey, Laborer-Tree
Climbing, 7 days, December 20, 1939.

Daniel Valpone, Laborer-Tree
Climbing, 7 days, December 20, 1939.

John Vitiello, Laborer-Tree Climb-
ing, 7 days, December 18, 1939.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the follow-
ing resolutions:

WHEREAS, a local settlement has
occurred in part of the foundation of
the Victoria Street Garage due to un-
usual soil condition in that particu-
lar area; and

WHEREAS, the Building Superin-
tendent of The City of Newark has
made an examination of the said
garage and recommends that imme-
diate reinforcing work be done;

THEREFORE BE IT RESOLVED,
that the Director of the Department
of Public Affairs be and he hereby is
authorized and directed to engage the

services of Harry W. Tuttle as Consultant Architect, at such time and on such terms as may be mutually agreed upon, the total compensation to be paid to the said Tuttle, however, shall not exceed the sum of One thousand dollars (\$1,000.00).

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Paulo Monaco has been employed in the capacity of laborer, Bureau of Street Cleaning, Department of Public Affairs of the City of Newark since 1911 or 1912; and

WHEREAS, said Monaco has made application for a pension under

Chapter 218, P. L. 1939, (R. S. 1937, 43:12-1, as amended),

wherein it is provided that:

"A person who has been continuously in the employ of any city for a period of twenty-five years and has reached the age of seventy years or who has been continuously in the employ of any city for a period of forty years and has reached the age of sixty years, may retire or be retired at any time thereafter. On and after retirement he shall be paid by the city one-half of the amount he was receiving as salary from the city at the time of his retirement,"

and,

WHEREAS, it appears that said Paulo Monaco is now over the age of 79 years, and has been employed by

the City since 1911 or 1912, a period of 27 to 28 years; and

WHEREAS, said Monaco was receiving a salary of \$21.84 per week, and desires, due to physical disability and old age, to be retired, on half pay;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the application for pension of Paulo Monaco, employed by the City of Newark, in the Bureau of Street Cleaning, Department of Public Affairs, in the capacity of laborer, is hereby granted, under and by virtue of the provisions of:

Chapter 218, P. L. 1939, (R. S. 1937, 43:12-1, as amended).

said pension to become effective as of July 1, 1939; and

BE IT FURTHER RESOLVED, that said Paulo Monaco be paid a pension of \$10.92 per week, said pension to be paid as other pensions are paid.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of City Parking Service (Estate of John Grom, owner); for the establishment and operation of an automobile parking station in a 1st industrial district premises 128-130 Academy Street (rear); same to be operated and maintained in conformity with the rules of the Board of Adjustment; same to be operated and maintained in conjunction with the automobile parking station located at 124 Academy Street and to be expire on December 26, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Rankin: There were no objectors.

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLUTION ON LEASE OF HANGAR AT AIRPORT

Commissioner Murphy: I move that this be deferred for one week and that Assistant Corporation Counsel Schroeder be authorized to consult

with any member of the City Commission he desires in reference to this whole matter so we can take some definite action next week.

Mayor Ellenstein: Motion has been made and seconded that action on the resolution authorizing the Director of Public Affairs to enter into a lease with Eastern Airlines be deferred for one week.

Commissioner Murphy: And make it a point of business to take special action at the next meeting so we can take some action.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Louis Noce (Knickerbocker Ice Co., owner); for the establishment and operation of an automobile parking station in a 1st industrial district; premises 29-33 Warren Place; same to be operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Vincent P. Torppey, 744 Broad Street, appeared in opposition to the applicant.

Mr. John J. Clancy, appeared in favor of the applicant.

Mayor Ellenstein: What is the disposition of the Commission?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

Commissioner Franklin: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., December 19, 1939.

The Board of Commissioners of
The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body in accordance with Section 9, Chapter 274, P. L. 1928 (40:55-39 Revised Statutes of 1939) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

25 Van Velsor Place; Van Velsor Co., Limited, owner; in a 1st residence district; the installation of one stationary gasoline pump and the sale of gasoline; on condition that the said gasoline is sold to the tenants of the apartment house at 25 Van Velsor Place (87-101 Chancellor Avenue) only;

*1136-1168 Raymond Boulevard; Kim Parking Station Co., Inc.; renewal of permit for two gasoline pumps in automobile parking station; such use to be limited to the period of two years ending December 8, 1941;

*586-602 Broad Street; Joseph Feldheim; renewal of permit for automobile parking station; such use to be limited to the period of one year ending December 21, 1940;

85-101 Riverside Avenue; B. & F. Oil Co., Inc.; in a 1st industrial district the installation of one stationary gasoline pump for retail sale; such use to be limited to the period of five years; (No objectors);

143-149 Avon Avenue; Regal Oil Co.; in a 1st industrial district the construction and operation of a gasoline service station including three greasing pits; same to be constructed and operated in conformity with the rules of this Board; such use to be limited to the period of eight years.

Respectfully submitted,
Board of Adjustment.
R. B. Rankin, Secretary.

(To be heard by Board of Commissioners December 20, 1939.)

Received, copy to be sent to each Commissioner and further action postponed to December 27, 1939.

The City Clerk: The communication refers to this Board five Board of

Adjustment matters for a hearing date to be set one week from today. Two of these are renewals and can be disposed of at this time under a suspension of the rules.

Commissioner Murphy: I move that the rules be suspended.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Kim Parking Station Co., Inc. (City of Newark, owner); for the renewal of permit for two gasoline pumps in automobile parking station; premises 1136-1168 Raymond Boulevard; such use to be limited to the period of two years ending December 8, 1941;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Joseph Feldheim (Chase National Bank and Estate of R. Wayner Parker, owners); for the renewal of permit for automobile parking station; premises 586-602 Broad Street; such use to be limited to the period of one year ending December 21, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the
following resolutions:

RESOLVED, by the Board of Com-
missioners of the City of Newark that
in order to avoid duplications of ef-
fort resulting from the overlapping
of our local government functions,
with its consequent unnecessary ex-
penditure of taxpayers' money, and in
the interest of more efficient and low-
er cost of our local governmental op-
erations, that all of the executive,
administrative, judicial and legislative
authority and duties given by any
statute, crarter or ordinance relating
to the:

Keeping of records of all property,
real and personal, owned or possessed
by the City of Newark;

Housing and maintenance of all
property, real and personal, owned or
possessed by the City of Newark;

Maintenance of all buildings owned
or leased by the City of Newark;

All telephones and telephone con-
nections, including all trunk lines;

Housing and maintenance of all mo-
tor and horse drawn vehicles;

Parks

Shade Tree Division

Building Department

Insurance Fund Commission

Housing Authority

Printing and Stationery Division

Division of Central Purchase

be and the same are hereby distribut-
ed into the Department of Parks and

Public Property, and the Director of
the Department of Parks and Public
Property is hereby vested with all of
the powers, authority and rights now
or heretofore vested in or given by
any statute, charter or ordinance re-
lating to the

Keeping of records of all property,
real and personal, owned or possessed
by the City of Newark;

Housing and maintenance of all
property, real and personal, owned or
possessed by the City of Newark;

Maintenance of all buildings owned
or leased by the City of Newark;

All telephones and telephone con-
nections, including all trunk lines;

Housing and maintenance of all mo-
tor and horse drawn vehicles;

Parks

Shade Tree Division

Building Department

Insurance Fund Commission

Housing Authority

Printing and Stationery Division

Division of Central Purchase

and shall perform all of the duties
now or heretofore imposed by law
with respect thereto.

Vincent J. Murphy

On roll call; Commissioners Byrne
and Murphy voted aye; Commission-
er Franklin and Mayor Ellenstein
voted no.

Mayor Ellenstein: The resolution is
not carried, having received but two
votes.

RESOLVED, by the Board of Com-

missioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Streets

Street Cleaning

Refuse Collection

Sewers

Water Department, except the Billing, Collection and Auditing functions thereof,

Airport

Docks

Passaic River Waterfront

Municipal Waterfronts

Port Newark Development

Art Commission

Free Public Library

Museum

Board of Education

Newark Technical School

District Courts

City Clerk

be and the same are hereby distributed into the Department of Public Affairs, and the Director of the Department of Public Affairs is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Streets

Street Cleaning

Refuse Collection

Sewers

Water Department, except the Billing, Collection and Auditing functions thereof,

Airport

Docks

Passaic River Waterfront

Municipal Waterfronts

Port Newark Development

Art Commission

Free Public Library

Museum

Board of Education

Newark Technical School

District Courts

City Clerk

and shall perform all of the duties now or heretofore imposed by law with respect thereto, (except the housing and maintenance of all real and personal property connected therewith).

Vincent J. Murphy

On roll call: Commissioners Byrne and Murphy voted aye; Commissioners Franklin and Mayor Ellentsein voted no.

Mayor Ellenstein: The resolution having received but two votes is declared not carried.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive administrative judicial and legislative authority

and duties given by any statute, charter or ordinance relating to:

Relief
Overseer of the Poor
Soldiers and Sailors Aid Bureau
Camp Newark
Employment Bureau
Municipal Assistance Board
Labor Relations Board
Health Bureau
City Hospital
Alms House
Home for Boys
Baths
Dog Pound

be and the same are hereby distributed into the Department of Public Works, and the Director of the Department of Public Works is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the

Relief
Overseer of the Poor
Soldiers and Sailors Aid Bureau
Camp Newark
Employment Bureau
Municipal Assistance Board
Labor Relations Board
Health Bureau
City Hospital

Alms House
Home for Boys
Baths
Dog Pound

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

On roll call: Commissioners Byrne and Murphy noted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution having received but two votes is declared defeated.

RESOLVED, by the Board of Commissioners of the City of Newark, that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to:

Police Division
Police Courts
Fire Division
Weights and Measures
Smoke Abatement
All Licenses
Street Lighting
Transportation Regulation

be and the same are hereby distributed into the Department of Public Safety, and the Director of the Department of Public Safety is hereby vested with all of the powers, author-

ity and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the:

Police Division

Police Courts

Fire Division

Weights and Measures

Smoke Abatement

All Licenses

Street Lighting

Transportation Regulation

and shall perform all of the duties now or heretofore imposed by law with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution receiving but two votes is declared defeated.

RESOLVED, by the Board of Commissioners of the City of Newark that all of the executive, administrative, judicial and legislative authority and duties given by any statute, charter or ordinance relating to the:

Comptroller

Treasurer

Tax Receiver

Auditor of Accounts

Board of Assessment and Revision of Taxes.

Board of Assessment for Local Improvements

Board of Adjustment

Sinking Fund Commission

Billing, Collection and Auditing division, now in the Water Bureau,

Martin Act

Pension Funds

Law Department

be and the same are hereby distributed into the Department of Revenue and Finance, and the Director of the Department of Revenue and Finance is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute charter or ordinance relating to the:

Comptroller

Treasurer

Tax Receiver

Auditor of Accounts

Board of Assessment and Revision of Taxes

Board of Assessment for Local Improvements

Board of Adjustment

Sinking Fund Commission

Billing, Collection and Auditing division, now in the Water Bureau,

Martin Act

Pension Funds

Law Department

and shall perform all of the duties now or heretofore imposed by law

with respect thereto, except the housing and maintenance of all real and personal property connected therewith.

Vincent J. Murphy

On roll call: Commissioners Byrne and Murphy voted aye; Commissioner Franklin and Mayor Ellenstein voted no.

Mayor Ellenstein: The resolution having received but two votes is declared defeated.

The next order of business is filling the vacancy in the City Commission.

Are there any presentations any of the Commissioners have?

Commissioner Franklin: James Pellecchia, Jr.

Mayor Ellenstein: Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of James Pellecchia, Jr. being chosen to fill the vacancy will signify by saying aye; contrary no, the clerk will call the roll.

The roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia, having received but two votes is declared not elected.

Any other presentations?

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Mr. Guthrie being chosen to fill the vacancy in the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin and Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received but one vote is declared not elected.

Are there any other presentations?
I present the name of Louis R. Mazzei.

As many as are in favor of Louis R. Mazzei being elected to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Murphy and Byrne voted no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Are there any other presentations?

Commissioner Byrne: Charles R. Hardin.

Mayor Ellenstein: Director Byrne presents the name of Charles R. Hardin. As many as are in favor of Mr. Hardin being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Hardin having received but one vote is declared not elected.

Are there any other presentations.

I will present the name of Carl Abruzzese. As many as are in favor of Mr. Abruzzese being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abruzzese having received but two votes he is declared not elected.

Are there any other presentations?

I will present the name of Judge Ralph Villani. As many as are in favor of Judge Villani being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

I present the name of Dr. Ames Fillippone. As many as are in favor of Dr. Fillippone being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Fillippone having received but two affirmative votes is declared not elected.

Are there any other presentations?

I present the name of a man who has given good service to the City of Newark on the Board of Education, Frank Cozzoline. As many as are in favor of Mr. Cozzoline being chosen to fill the vacancy on the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two affirmative votes is declared not elected.

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., December 27, 1939.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 4:30 P. M., Standard Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to supplement and amend an ordinance entitled "An Ordinance concerning the operation and maintenance of open air parking stations in The City of Newark, and providing for the licensing thereof," adopted June 15, 1932, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne: I move the ordinance be laid over for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein

The City Clerk presented the fol-

lowing ordinance and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Clerk then read the ordinance at length:

An Ordinance providing for the issuance of street improvement bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The Board of Commissioners of The City of Newark, Do Ordain, as follows:

Section 1. It is hereby determined and stated that the Board of Commissioners of The City of Newark proposes to resurface certain public streets in said City with bituminous concrete, or penetration macadam, or sheet asphalt, or with bricks or blocks of any materials laid on concrete or sand or other foundation, or with concrete, with the aid of the Works Progress Administration of the United States of America; that said purpose is not a current expense of said City and that it is necessary to finance said purpose by the issuance of obligations of said City, pursuant to the Local Bond Law of New Jersey, as herein-after provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law, (a) the estimated maximum amount of money necessary to be raised from all sources for said purpose is Two Hundred Fifty Thousand Dollars (\$250,000); (b) the maximum amount which is to be charged as a part of the cost of said purpose and which is necessary to finance interest on obligations issued to finance such purpose

or to finance engineering or inspection costs and legal expenses, or to finance the cost of the issuance of said obligations, as provided in Section 40:1-55 of said Law, is Twenty-five Thousand Dollars (\$25,000); and (c) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is Two Hundred Fifty Thousand Dollars (\$250,000).

Section 3. Pursuant to Section 40:1-12 of said Local Bond Law, the sum of Fifty Thousand Dollars (\$50,000) shall be included as a down payment to finance said purpose, in the budget of said City for the fiscal year beginning January 1, 1940, in addition to any sums which may otherwise be required to be appropriated in said budget for the payment of interest on or any maturing principal of the obligations authorized to be issued by this ordinance.

Section 4. It is hereby determined and stated that part of the cost of said purpose, in labor or materials, is to be met by the Works Progress Administration of the United States of America.

Section 5. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding Two Hundred Thousand Dollars (\$200,000) to be designated "Street Improvement Bonds," are hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose, including the portion of the cost of said purpose to be paid from said down payment, Bond Anticipation Notes of said City of an aggregate principal amount not exceeding Two

Hundred Fifty Thousand Dollars (\$250,000) are hereby authorized to be issued in anticipation of the issuance of said bonds pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by law. All matters with respect to said notes not determined by this ordinance shall be determined by resolutions to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 7. It is hereby determined and declared that the period of usefulness of said purpose is a period of five years, computed from the date of said bonds.

Section 8. No part of the cost of financing said purpose has been or is to be specially assessed against property specially benefited thereby.

Section 9. It is hereby determined and declared that the Supplemental Debt Statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 40:1-86 of said Law, is increased by this ordinance by Two Hundred Fifty Thousand Dollars (\$250,000), and that the issuance of said obligations is permitted by an exception to the debt limitations prescribed by said law, con-

tained in Subdivision (d) of Section 40:1-16 of said Law.

Section 10. This ordinance shall take effect twenty days after the first publication thereof after final passage.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Franklin moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

Section 7 declared open to amendment.

Section 8 declared open to amendment.

Section 9 declared open to amendment.

Section 10 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the title of "An Ordinance providing for the issuance of street improvement bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the issuance of Street Improvement Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such notes.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the vacation of part of Clinton Avenue, also known as the Old Road to Irvington, on the southerly side thereof between Chadwick Avenue and Hedden Terrace, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Murphy moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that

the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amend.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Murphy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the title of "An Ordinance providing for the vacation of part of Clinton Avenue, also known as the Old Road to Irvington, on the southerly side thereof between Chadwick Avenue and Hedden Terrace," be taken for its third reading.

the roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the vacation of part of Clinton Avenue also known as the Old Road to Irvington, on the southerly side thereof between Chadwick Avenue and Hedden Terrace.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the vacation of 2 parts of Sheffield Street lying between a line at right angles thereto intersecting the easterly line of the same at a point distant 180.80 feet northerly of the north-easterly corner of Sussex Avenue and Sheffield Street and a line parallel to and distant 7 feet measured southerly at right angles from the southerly line of Orange Street; and

for the vacation of Lemon Street from the westerly line of Sheffield Street westerly 527.47 feet to a line parallel to and distant 7 feet measured easterly at right angles from the easterly line of Nesbitt Street; and,

for the vacation of a strip of James Street adjoining the southerly line of the same 1.60 feet in width and extending from Boyden Street to Sheffield Street; also a triangular strip about 6 feet in width on the southerly side of James Street extending from

a point 24.42 feet easterly of the south-easterly corner of Nesbitt Street and James Street 264.37 feet easterly, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Murphy moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Murphy moved that

the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the title of "An Ordinance providing for the vacation of 2 parts of Sheffield Street lying between a line at right angles thereto intersecting the easterly line of the same at a point distant 180.80 feet northerly of the north-easterly corner of Sussex Avenue and Sheffield Street and a line parallel to and distant 7 feet measured southerly at right angles from the southerly line of Orange Street; and

for the vacation of Lemon Street from the westerly line of Sheffield Street westerly 527.47 feet to a line parallel to and distant 7 feet measured easterly at right angles from the easterly line of Nesbitt Street; and

for the vacation of a strip of James Street adjoining the southerly line of the same 1.60 feet in width and extending from Boyden Street to Sheffield Street; also a triangular strip about 6 feet in width on the southerly side of James Street extending from a point 24.42 feet easterly of the south-easterly corner of Nesbitt Street and James Street 264.37 feet easterly," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the vacation of 2 parts of Sheffield Street lying between a line at right angles thereto intersecting the easterly line of the same at a point distant 180.80 feet northerly of the north-easterly corner of Sussex Avenue and Sheffield Street and a line parallel to and distant 7 feet measured southerly at right angles from the southerly line of Orange Street; and

for the vacation of Lemon Street from the westerly line of Sheffield Street westerly 527.47 feet to a line parallel to and distant 7 feet measured easterly at right angles from the easterly line of Nesbitt Street; and,

for the vacation of a strip of James Street adjoining the southerly line of the same 1.60 feet in width and extending from Boyden Street to Sheffield Street; also a triangular strip about 6 feet in width on the southerly side of James Street extending from a point 24.42 feet easterly of the south-easterly corner of Nesbitt Street and James Street 264.37 feet easterly.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Twenty-two Thousand Five Hundred Eight-two Dollars and Fifty-four Cents (\$22,582.54) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance, from December 13th to December 21st, 1939, as follows:

Director's Office	\$ 1,342.05
Comptroller's Office	2,719.68
Auditor's Office	2,003.33
Treasurer's Office	1,008.08
Receiver of Taxes	3,781.30
Arrears Personal Taxes	1,504.46
Board of Assessment and	
Revision of Taxes	6,935.75
W.P.A. Tax Revaluation	
Project 5406-7	208.33
Board of Assessment for	
Local Improvements	870.46
First District Court	1,096.82
Second District Court	1,112.28
	<hr/>
	\$ 22,582.54

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Sixty-six Thousand Six Hundred Forty-two Dollars and Sixteen Cents (\$466,642.16) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Sinking Fund and Interest \$465,642.16

Vincent J. Murphy
M. Ellenstein

Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand Nine Hundred Forty-one Dollars and Twenty-five Cents (\$1,941.25) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the overtime payrolls of the Tax Receiver's Office and Tax Board covering period from November 27th, 1939 to December 15th, 1939:

Tax Receiver	\$ 1,521.25
Tax Board	420.00
	<hr/>
	\$ 1,941.25

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand Two Hundred Four Dollars and Thirty-eight Cents (\$2,204.38) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Advertising Tax Sale	\$ 370.20
Director's Office	30.00
Auditor's Office	2.40
Maintenance of Foreclosed	
Property	1.73
Tax Receiver	1,800.00
	<hr/>
	\$2,204.38

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twelve Thousand, Eight Hundred Forty Dollars and Twenty-nine Cents (\$12,840.29) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Tax Board	\$ 706.75
Fiscal Agent	1,285.26
Reserve for Overpayment	
Tax Receiver	8,587.78
Reserve for Overpayment	
Comptroller	2,260.50
	<hr/>
	\$ 12,840.29

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Six Hundred Thirty-three Dollars and Thirty-three Cents (\$633.33) be and the same is hereby appropriated to the City Treasurer, being the monthly payroll of the Department of Public Works, for the month of December, 1939, as follows:

United States Social Hygiene \$633.33

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Eighteen Thousand, Seven Hundred One Dollars and Ninety-six Cents (\$218,701.96) be and the same is hereby appropriated to the persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from December 16th to 31st, 1939, inclusive, as follows:

Director's Office	\$ 395.91
License Division	714.89
Building Division	3,138.19
Electrical Division	1,785.96
First Criminal and Family	
Courts	1,104.32
Second Criminal Court	610.87
Third Criminal Court	354.32
Night Police Court	312.57
Police Division	130,284.48
Fire Division	80,000.45
	<hr/>
	\$218,701.96

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

RESOLVED: That the sum of Thirteen Thousand Thirty-seven Dol-

lars and Eighty-six Cents (\$13,037.86) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Remissions Prior Years
Taxes Granted by State
Board of Tax Appeals\$ 13,037.86

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Nine Hundred Dollars (\$900.00) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—
Administration\$900.00

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Four Thousand Six Hundred Thirty-one Dollars and Twenty-four Cents (\$104,631.24) be and the same is hereby appropriated

to the City Treasurer, being the semi-monthly payroll of the Department of Public Works, for the last half of December, 1939, as follows:

Ivy Hill Power Plant	\$ 2,947.89
Director's Office	1,567.05
Bureau of Health	24,695.53
Newark City Hospital	166.66
Newark City Hospital	24,460.92
Convalescent Hospital	1,904.64
Newark City Home	3,111.71
Bureau of Baths	5,288.79
Newark City Almshouse....	2,512.05
Outdoor Poor Department	2,160.46
Law Department	3,934.17
Board of Adjustment	470.00
Emergency Relief Admin- istration	31,411.37

\$104,631.24

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-one Thousand, Two Hundred one Dollars and Twenty-three Cents (\$31,201.23) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Convalescent Hospital	\$ 2,620.16
Newark Almshouse	4,899.71
Newark City Home	3,243.77
City Hospital	20,437.59

\$ 31,201.23

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: By the Board of Commissioners of The City of Newark that the sum of Fourteen Thousand, Four Hundred Twenty-five Dollars and Thirty-eight Cents (\$14,425.38) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from December 16th to December 31st, 1939, as follows:

Director's Office	\$ 1,029.39
Smoke Abatement	179.16
Public Buildings	8,611.73
Public Buildings—	
City Owned Property	228.42
Weights and Measures	541.82
Printing and Stationery	262.58
Shade Tree	1,457.73
W.P.A. Project 1485-7	208.41
Bureau of Central	
Purchase	1,906.14
	<hr/>
	\$ 14,425.38

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark, that the sum of Three Thousand, One Hundred and Eighty-four Dollars (\$3,184.00) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of

the Department of Parks and Public Property for weeks ending December 20th and December 23rd, 1939, as follows:

Shade Tree	\$1,904.00
Public Buildings	1,280.00
	<hr/>
	\$ 3,184.00

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

R-SOLVd: By the Board of Commissioners of The City of Newark, that the sum of One Hundred Eighty-eight Dollars and Twenty-four Cents (\$188.24) be and the same is hereby appropriated to the City Treasurer, same being the bills and claims of the Department of Parks and Public Property, as follows:

Central Purchase	\$101.24
Director's Office	14.00
Shade Tree	5.00
Smoke Abatement	25.00
Weights and Measures	8.00
W.P.A. Project 1485-7	35.00
	<hr/>
	\$188.24

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of One Hundred Forty Dollars and Ninety-six Cents (\$140.96) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Sewers	\$ 3.50
City Planning (WPA Project 5358-7)	40.72
Toy Mending (WPA Project 5618-7)	20.26
Newark Airport	23.52
Newark Industrial Commission Street Construction (WPA Project 6026)	10.96
Street Cleaning	7.00
Public Lighting	5.00
	<hr/>
	\$140.96

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-two Thousand Nine Hundred Twenty-one Dollars and Thirty-eight Cents (\$32,921.38) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Project 3531)	\$ 16,931.45
Street Construction (WPA Project 3531)	14,813.03
Street Construction (WPA Project 6926-7)	158.85
Sewer Construction (WPA Project 4813)	872.93

Sewer Construction (WPA Project 6131-7)	145.12
	<hr/>
	\$ 32,921.38

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty Thousand Thirty-nine Dollars and Seventy-five Cents (\$40,039.75) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending December 20, 1939:

Newark Airport	\$ 2,129.85
Bureau of Motors	2,696.12
Bureau of Streets	2,005.65
Bureau of Sewers	874.75
House Sewer Connections..	493.93
Bureau of Street Cleaning	21,267.83
Street Construction	609.00
Bureau of Docks	776.40
Bureau of Water	9,186.22
	<hr/>
	\$ 40,039.75

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED. That the sum of Forty-eight Thousand Eight Hundred Eighty Dollars and Twenty Cents (\$48,880.20) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll, period December 16th-December 31st, 1939, both incl.:

Director's Office	\$ 1 452.39
Newark Airport	2,270.23
Bureau of Lighting	420.00
Bureau of Streets	5,896.16
Sidwalks	216.82
House Sewer Connections..	381.14
Bureau of Sewers	1,040.61
Bureau of Street Claning..	4,208.65
Bureau of Surveys	3,209.32
Engineering Division	1,338.48
Bureau of Motors	1,928.51
Bureau of Water	19,444.87
Swimming Pool Projects ..	638.44
Bureau of Docks	1,095.00
Newark Labor Relations	
Board	390.00
Sewer Construction	782.39
Haynes Avenue Bridge	
Construction—General ..	200.00
Haynes Avenue Bridge	
Construction—P. W. A...	270.91
City Clerk	3,226.28
Elections	470.00
	<hr/>
	\$ 48,880.20

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESGLVED: That the sum of Nine Thousand, Nine Hundred Thir-

ty-seven Dollars and Seventy-five Cents (\$9,937.75) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Motors	\$ 5,703.03
Water	2,805.14
Sewers	55.90
House Sewer Connections ..	701.06
Director's Office	10.50
Sewers	128.24
House Sewer Connections ..	131.94
Water	100.00
Street Construction	205.60
Toy Mending	
(WPA Project 5618-7)....	96.34
	<hr/>
	\$ 9,937.75

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand, two Hundred Thirty-seven Dollars and Fifty-six Cents (\$2,237.56) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construc-	
tion—Hayes Park East	
—WPA Project 6069	\$ 218.86
Swimming Pool Construc-	
tion—Hayes Park West	
—WPA Project 6069	1,506.01
Swimming Pool Construc-	
tion—Boylan Street—	
WPA Project 6069	267.27

Swimming Pool Construction—Clifton Avenue—	
WPA Project 6069	245.42
	<hr/>
	\$ 2,237.56

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Three Hundred Sixty-five Dollars and Thirty-two Cents (\$365.32) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (Clifton Avenue).....	\$ 87.19
Swimming Pool Construction (Boylan Street)	130.68
Swimming Pool Construction (Hayes Park East)	42.00
Swimming Pool Construction (Hayes Park West)	105.47
	<hr/>
	\$365.32

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioners Byrne.

Commissioner Franklin offered the following resolution:

RESOLVED, That the following bonds be and the same are hereby approved as to sufficiency:

CONSTABLE'S BONDS:

Sanford Bierman,
Harry J. Glatt,
Alan H. Hecht,
William Kalb,
Herman Meyerowitz,
Charles E. Weiler,
Irving Gelber,
Salvatore E. Maglio

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, The City of Newark in the County of Essex in the State of New Jersey desires to qualify itself to receive from funds available to the Commission such financial aid and assistance as it may be entitled to, or eligible for,

NOW, THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark in the County of Essex in the State of New Jersey, that application is hereby made to the State Director of the Commission for continuous month-to-month assistance to aid in the financing of their relief program, such assistance to be a reimbursement, in whole or in part of audited expenditures in payment of relief commitments made during the calendar year 1939. The municipality agrees that the amount of the reimbursement shall be the total of such monthly expenditures (excluding those for ad-

ministration) less such amount or amounts as the Commission shall determine to be the municipality's share or responsibility.

AND FURTHER, to qualify for said assistance the aforesaid municipality declares that public assistance as defined in the Revised Statutes, Title 44, Chapter 8, as amended and supplemented, is administered by a Local Assistance Board appointed in accordance therewith; that it maintains a Separate Division of Accounts with a Separate Bank Account for relief to which receipts from all proper sources including State reimbursements will be deposited, and from which payments for poor relief only (exclusive of relief administration) will be made. It also declares that it maintains a staff of trained personnel adequate to properly administer relief; that no assistance is extended to any person or persons except those accepted after proper investigation which determined their need on a budget deficit basis, taking into consideration any income or resources and using allowances for food and other needs not in excess of standards issued by this Commission; that in the conduct of such investigations the services of a Central Index have been employed if such were available, and that all active relief cases are subjected to re-investigation at regular periods of not more than thirty days. The municipality also declares that it keeps accurate records of relief commitments and expenditures and individual cases and other records of a standard at least equivalent to the type approved by the Commission, and that it will render such reports as may be required. The municipality further declares that in financing such assistance as defined in said Act, it has separately financed the cost of administration for which it is responsible under Section 28 therein. The municipality further agrees to be bound by the policies, rules, regula-

tions and decisions of the Commission.

AND BE IT FURTHER RESOLVED, That two copies of this Resolution be sent to the State Director of the State Financial Assistance Commission for approval and presentation to the Commission.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, By the Board of Commissioners of The City of Newark, that pursuant to Local Budget Act R. S. 40:2-30, Transfers of Appropriations, that the Director of the Department of Revenue and Finance be and he hereby is authorized and directed to make the following transfers to and from the Budget appropriations:

Six Hundred and Forty Dollars (\$640.00) Department of Public Affairs—Bureau of Surveys, from Personal Service and Five Hundred Dollars (\$500.00) from other than Personal Service to the Department of Public Affairs—Bureau of Street Cleaning, other than Personal Service.

Two Thousand Five Hundred Dollars (\$2,500.00) from Department of Public Affairs—Bureau of Sewers Personal Service to the Department of Public Affairs—Bureau of Street Cleaning other than Personal Service.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark that pursuant to Local Budget Act R. S. 40:2-30, Transfers of Appropriations, that the Director of the Department of Revenue and Finance be and he hereby is authorized and directed to make the following transfer to and from Budget Appropriations:

Five Thousand Dollars (\$5,000.00) from Department of Public Affairs, Bureau of Water—Personal Service to the Department of Public Affairs — Bureau of Water other than Personal Service.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark that pursuant to Local Budget Act R. S. 40:2-30, Transfers of Appropriations, that the Director of the Department of Revenue and Finance be and he hereby is authorized and directed to make the following transfer to and from Budget appropriations:

Thirty-five Thousand Dollars (\$35,000.00) from Department of

Public Affairs, Bureau of Streets—Other than Personal Service to the Department of Public Affairs, Bureau of Streets Personal Service.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of the City of Newark that pursuant to Local Budget Act R. S. 40:2-30, Transfers of Appropriations, that the Director of the Department of Revenue and Finance be and he hereby is authorized and directed to make the following transfer to and from Budget Appropriations:

Six Thousand Dollars (\$6,000.00) from Department of Public Affairs, Bureau of Streets, other than Personal Service to the Department of Public Affairs, Bureau of Street Cleaning, other than Personal Service.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

RESOLVED, By the Board of Commissioners of The City of Newark, that pursuant to Local Budget Act R. S. 40:2-30, Transfers of Appropria-

tions, that the Director of the Department of Revenue and Finance be and he is hereby authorized to make the following transfers to and from budget appropriations in the Department of Revenue and Finance:

From Tax Board	
Personal Service	\$1,300.00
To Tax Board	
Other than Personal Service	1,300.00
From Tax Receiver	
Personal Service	1,800.00
To Treasurer's Office	
Other than Personal Service	1,000.00
To Tax Receiver	800.00

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, By the Board of Commissioners of The City of Newark, that pursuant to Local Budget Act R. S. 40:2-30, Transfers of Appropriations, that the Director of the Department of Revenue and Finance be and he hereby is authorized and directed to make the following transfer to and from Budget Appropriations:

Nine Thousand Two Hundred Dollars (\$9,200.00) from Department of Public Affairs — Newark Airport from other than Personal Service to Department of Public Affairs — Newark Airport Personal Service.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, an emergency has arisen with respect to the Bureau of Motors, Department of Public Affairs, because during the year 1939 it will be necessary for the Bureau of Motors to expend for services for various other Bureaus and Departments of the City of Newark more than had been dedicated and appropriated to said Bureau of Motors in the 1939 Budget; and

WHEREAS, no adequate provision was made in the 1939 Budget for the aforesaid purpose; and,

WHEREAS, R. S. 40:2-31 provides for the creation of an emergency appropriation for the purpose above mentioned; and,

WHEREAS, the total amount of emergency appropriations created including the appropriation to be created by this resolution is Two Hundred Ninety-Nine Thousand Eight Hundred Seventy-eight Dollars and Nineteen Cnts (\$299,878.19) and three per cent (3%) of the total current operation appropriations in the Budget for 1939 in Four Hundred Ninety-five Thousand and Two Hundred and Nine Dollars and Sixty-three Cents (\$495,209.63);

NOW, THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that an emergency appropriation be and the same is hereby made pursuant to R.S. 40:2-31, in the total amount of Twenty Thousand Dollars (\$20,000.00) as follows:

For Personal Service \$1,300.00

Other than Personal
Services18,700.00

and,

BE IT FURTHER RESOLVED
That said appropriations shall be provided for in full in the 1940 Budget;
and,

BE IT FURTHER RESOLVED,
That an "Emergency Note" not in excess of the above amount be hereby authorized pursuant to R. S. 40:2-31 and in accordance with the provisions of R.S. 40:2-40 and 40:2-41 and 40:2-43 to 40:2-46, and

BE IT FURTHER RESOLVED,
That said note shall be dated December 28th, 1939, may be renewed from time to time, and any such note and any renewals thereof shall be payable on or before December 31, 1940;
and,

BE IT FURTHER RESOLVED,
That such note shall be executed by Vincent J. Murphy, Director, Department of Revenue and Finance, and Eugene F. Farrell, Acting Auditor, of the City of Newark; and,

BE IT FURTHER RESOLVED,
That a copy of this resolution be filed forthwith with the Commissioner of Local Government.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, by the Board of Commissioners of the City of Newark, that pursuant to Local Budget Act R. S. 40:2-30, Transfers of Appropriations, that the Director of the Department of Revenue and Finance be and he is hereby authorized to make the following transfer to and from Budget Appropriations in the Department of Public Works:

From Department of Health
Personal Service\$1,500.00

To Department of Health
other than personal
service\$1,500.00

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Julius Haino, of 20 Herman Street, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark, on June 14, 1939, for a Plenary Retail Consumption License, and did deposit with the Clerk of the said Board at the time of the filing of said application, the sum of Five hundred dollars (\$500.00); and

WHEREAS, on June 29, 1939, the application for renewal was denied, but said license was extended to October 13th, 1939, on appeal to Commissioner D. Frederick Burnett, when said decision of Municipal Board of Alcoholic Beverage Control was upheld by said Commissioner on the said date, October 13th, 1939; and

WHEREAS, the said Julius Haine is now entitled to a refund of Three

hundred and seven dollars and fifty-two cents (\$307.52);

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the said sum of Three hundred and seven dollars and fifty-two cents (\$307.52) be and the same is hereby ordered paid to the said Julius Haine, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Julius Haine the sum of three hundred and seven dollars and fiftytwo cents (\$307.52) for the reason hereinbefore set forth.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, by the Board of Commissioner of The City of Newark, that a certain lease between The City of Newark, party of the first part, and Eastern Air Lines, Inc., party of the second part, for the leasing of certain lands at the Newark Metropolitan Airport, in accordance with covenants, agreements and provisions which are more particularly set forth in said lease, copy of which lease is annexed hereto and made a part hereof, be and the same is hereby ratified and confirmed; and the Director of the Department of Public Affairs and the City Clerk are hereby authorized and directed to execute said lease on behalf of The City upon the adoption of this resolution.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Nay: Commissioner Murphy.

RESOLVED, by the Board of Commissioners of The City of Newark, that a certain lease between The City of Newark, party of the first part, and Eastern Air Lines, Inc., party of the second part, for the leasing of hangar space in the new municipal hangar at the Newark Metropolitan Airport, in accordance with covenants, agreements and provisions which are more particularly set forth in said lease, copy of which lease is annexed hereto and made a part hereof, be and the same is hereby ratified and confirmed; and the Director of the Department of Public Affairs and the City Clerk are hereby authorized and directed to execute said lease on behalf of the City upon the adoption of this resolution.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Nay: Commissioner Murphy.

Commissioner Byrne offered the following resolution:

WHEREAS, the Department of Central Purchase was assigned to the jurisdiction of the Director of the Department of Parks and Public Property on October 25, 1939; and

WHEREAS, prior to that date many of the contracts negotiated through the Department of Central Purchase provided that the contract or any moneys due thereunder could not be assigned by the contractor without the consent of the Department of Public Safety; and

WHEREAS, the aforesaid power of consenting to the assignment should be vested in the Director of the Department of Parks and Public Property, because the Department of Central Purchase is now under his control;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Parks and Public Property be and he is hereby empowered to consent to the assignment of any contract or moneys due under any contract, which said contracts were issued through the jurisdiction of the Department of Central Purchase, and which heretofore provided for such consent through the Department of Public Safety.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, a contract was made and entered into between North Jersey District Water Supply Commission, the City of Bayonne, the City of Newark, and the Town of Kearny, on the 29th day of October, 1929, providing for the sale and delivery to Bayonne, by North Jersey District Water Supply Commission, as agent

for Kearny, Newark and other participating municipalities, of a daily supply of potable waters, for a term of 5 years, from the beginning of the delivery of said water; and

WHEREAS, said contract was extended, modified and supplemented by a contract dated February 17, 1932, and extended the expiration thereof to March 20, 1940; and

WHEREAS, Newark, Kearny and other participating municipalities in the Wanaque Reservoir Project have unused allotments of water supply in said Wanaque Reservoir; and

WHEREAS, it is the desire of the parties hereto and such participating municipalities who may consent to this contract to extend the terminal date of said contracts and renew the same, except as herein modified; and

WHEREAS, the City of Bayonne has requested temporary modification of the rate to be charged, which has been agreed between the parties aforesaid that the Water Commission will, by the expiration date of the existing contract with Bayonne, and commencing March 20, 1940, deliver and supply Bayonne a daily supply of water, not exceeding 17,000,000 gallons per diem, as may be required by Bayonne, at a contract price of \$65 per million gallons, Bayonne agreeing to use only water supplied by the Commission, and to use it solely within the city limits of Bayonne, subject to the fulfillment of any present agreement of the City of Bayonne with any other municipality to supply water, and subject to all the terms and conditions set forth in the contract, which is continued for an additional period, terminating on March 10, 1942;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that a supplemental contract, embodying the above terms

and such other terms as are more fully expressed in said contract, be and the same is hereby approved; and

BE IT FURTHER RESOLVED, that the Director of Public Affairs of the City of Newark, and the City Clerk be and they are hereby authorized to execute said contract.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering electric adding and listing Protectograph, one (1) Armored Car, Billing Machines; also for necessary overhauling to billing machine now in use, Postage Meter Mailing Machine Model F. S., Marchant Interest Calculating Machine Model 8-M, Adding Machine, Compotometer, Typewriters, Tax Receipting Machines furnished new, and/or for repairing tax receipting machines now in use; and Check and Stub sorting machine.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, by the Board of Commissioners of The City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to repair, replace and install necessary conduits, fittings, boxes and other electrical material for telephone cables and connection panels to relieve telephone cable congestion in the City Hall group of buildings, Newark, New Jersey, and authorized and directed to advertise for bids for the aforesaid work.

Bids to be received on such date and at such time as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did advertise publicly for bids for repairing and upholstering furniture in the Mayor's Office and the Board of Education Building; and

WHEREAS, on December 26, 1939, two bids were received—the first bid was received at the time scheduled for the opening of the bids at 11:15 o'clock in the forenoon, from the Washington Upholstering & Furniture Manufacturers, which bid did not conform with the specifications, for the reason that it was not accompanied by a certified check in the sum of ten per centum (10%) of the amount of the bid, as required by the specifications; and, after the bids had been opened and the time for receiving bids had expired, at 11:35 o'clock in the forenoon a bid was received from

Schulz & Behrle, Inc., which bid was not accompanied by a consent bond, as required by the specifications; and

WHEREAS, the said bids are defective for the reasons stated;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the aforesaid bids be and the same are hereby rejected; and it is

FURTHER RESOLVED, that the Director of the Department of Parks and Public Property be and he is hereby authorized to have the furniture repair and upholstered in the Mayor's Office and the Board of Education Building in accordance with the specifications provided by the Director of the Department of Parks and Public Property, and he is hereby authorized and directed to advertise for bids for the aforesaid repairs and work.

Bids to be received at such time and on such date as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to do the elevator work and make elevator repairs in the City Hall group of buildings, in accordance with the specifications provided by the Director of the Department of Parks and Public Property, and authorized and

directed to advertise for bids for the aforesaid work and repairs.

Bids to be received between 11:00 and 11:15 A. M. (Eastern Standard Time) on such date as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering one (1) Dump truck, for the Shade Tree Division, Department of Parks and Public Property; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said truck to the City of Newark, be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said Dump Truck:

FOLEY CHEVROLET MOTOR
SALES COMPANY—Newark, N. J.
(Parks and Public Property)

One (1) 1½ ton 1940 Chevrolet dump truck, as per specifications, for \$1,095.50

ALLOWANCE:

1930 International Dump Truck, Serial No. 34588, \$180.50.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering sewer brick; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said brick to the City of Newark be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said brick:

HARRISON SUPPLY COMPANY—
Harrison, N. J.

(Public Affairs)

Approx. 50,000 sewer brick (Grade MA) A.S.T.M. specifications C-32-

37-T (WPA Project No 6951-7) @ \$17.90 per M.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on December 6, 1939, the Board of Commissioners adopted a resolution No. 6261, whereby the Director of the Department of Parks and Public Property was authorized and directed to advertise for bids for window cleaning, City Hall group of buildings; and

WHEREAS, said Director did publicly advertise for, solicit and receive and open bids on December 19, 1939; and

WHEREAS, the said Director submits that all of the said bids received be rejected for the reason that all of the bids are higher than the present month to month rate, on which basis the work is now being done;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that all the bids received by the Director of the Department of Parks and Public Property for window cleaning, City Hall group of buildings, being and same are hereby rejected, and the aforesaid resolution No. 6261, adopted December 6, 1939, be and the same is hereby rescinded.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property did by virtue of resolution No. 6261, adopted December 6, 1939, receive bids for window cleaning the City Hall group of buildings; and

WHEREAS, the said bids have been been rejected for the reason that all the bids received are higher than the monthly rate for doing the same work; and

WHEREAS, it is deemed advantageous for the City to continue the work on a monthly basis;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to continue to have the window cleaning of the City Hall group of buildings done on a monthly basis, at a cost of Two hundred and twenty dollars (\$220.00) per month, by the Acme Window Cleaning Co.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Royal typewriters; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said typewriters to the City of Newark, be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said typewriters:

ROYAL TYPEWRITER COMPANY,
INC.—Newark, N. J.

(For all departments)

One (1) or more of any or all sizes and types of Royal typewriters, as per list on file in the Department of Central Purchase, less discounts of 10 and 10%.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, Victor J. Hall, Acting Superintendent of the Newark City Home for Boys at Verona, has been loaned to the City of Newark by State Commissioner of Institutions and Agencies, William J. Ellis, to fill temporarily the vacancy beginning August 17, 1939, due to the decease of the former superintendent, Harry Grundman; and

WHEREAS, Mr. Hall will be recalled by the State Department of Institutions and Agencies to undertake the duties of a state position early during the coming year; and

WHEREAS, said Mr. Hall has been compelled to travel on frequent occasion to and from his home in Anandale, New Jersey, during his official attendance at the Newark City Home covering a period of four and one-half months as of January 1, 1940; and

WHEREAS, Mr. Hall has been performing this duties conscientiously and efficiently as Superintendent of the Home without receiving any compensation from the City of Newark other than the sum of Two Hundred (\$200.00) dollars which was appropriated by the Board of Commissioners of the City of Newark on October 25, 1939, covering a period of two and one-half months, in reimbursement, for inconvenience due to aforementioned separation from his family and home, which said period entailed additional expense on his part;

THEREFORE BE IT RESOLVED, that a nadditional sum of Two hundred and fifty (\$250.00) dollars be appropriated from the Newark City Home Budget for 1939 to Acting Superintendent Victor J. Hall in reimbursement for aforesaid expense and inconvenience which he has suffered during his temporary assignment to said city institution, covering a period of two months beginning November 1, 1939, to January 1, 1940.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Pearce R. Franklin, Director of the Department of Public Works is causing to be filed with the Work Projects Administration a project application to provide employment for 106 persons to be taken from the relief rolls of the City of Newark to be employed upon a construction, alteration and improvement project at the Newark City Hospital, located at 116 Fairmount Avenue, Newark, N. J.; and

WHEREAS, the contribution requested of the Work Projects Administration for said project amounting to \$60,000.00 is contingent upon the expenditure of \$15,000.00 by the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Public Works be and he is hereby authorized to expend the sum of \$15,000.00 for the purpose aforesaid, when and if the said sum of \$15,000.00 is appropriated in the 1940 budget for said purpose.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of B. & F. Oil Co.

Inc. (Nesto Construction Co., owner); for the installation of one stationary gasoline pump for retail sale in a 1st industrial district; premises 85-101 Riverside Avenue; such use to be limited to the period ending five years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce K. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Bates: No objectors.

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the Newark that the following structure or use be allowed:

Application of Regal Oil Co., (Clark & Co., owner); for the construction and operation of a gasoline service station including three (3) greasing pits in a 1st industrial district; premises 143-149 Avon

Avenue, same to be constructed and operated in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce K. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

The following persons appeared in opposition to the applicant:

Mr. Benjamin Ratner, representing so twenty-odd objectors, including the Lincoln Building and Loan Association and public garage, 127 Avon Avenue.

The following person appeared in favor of the applicant:

Mr. Philip M. Gehl.

Mayor Ellenstein: What is the disposition of the Board? Or have the Commissioners no disposition?

Commissioner Byrne: The question is as to whether it should be disapproved,

Mayor Ellenstein: Yes.

Commissioner Byrne. I move we concur in the recommendation of the Board of Adjustment.

Mayor Ellenstein: Is there a second to that?

Commissioner Franklin: I second the motion.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Van Velsor Co., Limited, owner; for the installation of one stationary gasoline pump and the sale of gasoline in a 1st residence district; premises 25 Van Velsor Place; on condition that the said gasoline is sold only to the tenants of the apartment house at 25 Van Velsor Place (87-101 Chancellor Avenue);

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application? This is the one that the parties were here and asked that it be deferred for one week.

Commissioner Byrne: I so move you.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners B y r n e, Franklin, Murphy, Mayor Ellenstein.

REPORTS OF CITY OFFICERS

The following Reports of City Officers were received and ordered filed:

Comptroller for November, 1939.

Monthly Statement of Cash Collections

November, 1939

Licenses:

Sale of Alcoholic Beverages	\$	430.00
Ice Cream, Plumbing and Refuse		157.00
All other Licenses		3,485.96

Fees and Permits:

Tax Search Fees	688.25
Building and Electrical Work Permits	2,938.90
Public Sewer Connection Tap Fees	50.00
Towels, Soap, Bathing Suits	1,124.08
Combustible, Moving Picture, Garage and Miscellaneous Permits	1,712.50
Receipts for Patients Treated	2,034.28
Jury and Listing Fees	2,739.15
Animal, Chicken, Plumbing Permits and Miscellaneous Fees	448.50
Transcript Fees for Births, Deaths, etc	434.00

Fines:

Magistrates	5,727.60
Overdue and Lost Books	1,719.93
Interest and Costs on Assessments	506.55
Interest and Costs on Taxes	41,871.00
Franchise Taxes of 1939	64.38
Gross Receipts Taxes of 1939	27.22
Jitney Tax	21,188.81

Leases and Rentals:

City Owned Property	16,052.50
---------------------------	-----------

Rent:

Army Base	8,333.33
-----------------	----------

Total Miscellaneous Revenues Anticipated:

Second Class R. R. Prop. Tax 1913/33	55,581.80
Real Estate Arrears "Regular"	138,580.59
Personal Arrears	30,516.67

Tax Title Liens:

Real Estate Taxes	32,445.24
-------------------------	-----------

Interest and Costs:

Lien Certificates	2,122.57
Leases and Rentals of City Owned Property	416.66
Smoke Abatement Bureau Fees	640.00
Zoning Board Fees	260.00
Forclosed Property Rents	135.00
1939 Remission County Board	145.60
1940 Tax Advance	909.53
Current Tax Collections	2,858,150.65
Alms House Refund on Board	120.64
Police Department	48.25
Street Cleaning	42.55
Board of Adjustment	9.04
Polls	26.00
Other	181.87

Dedicated Revenue:

Newark Airport	24,171.93
Bureau of Water	220,997.48
Bureau of Docks	5,450.49
Bureau of Streets	8,445.90
Bureau of Street Cleaning	494.03
House Sewer Connections	2,343.93
Outdoor Poor	780.00
Printing and Stationery	3,436.43
Shade Tree	96.42

City Hospital:

Payroll Credits	14.67
Fire Department Payroll Credits	100.00
200 Washington Street Corp.	833.33
Redemption of Lien Certificates	13,654.25
Emergency Relief 1938	990.13
Public Schools	821,702.43
Refunds—Current Taxes 1939	1,623.78
Return Checks—Current Taxes 1939	17,358.93

Regular Assessments:

Pavings	70.00
Water Service Connection	12.28
Openings	113.23
House Sewer Connections	100.89
Shade Trees	10.00
Snow Removal	8.69

T. T. L. Assessments:

Pavings	840.73
Openings	248.45
House Sewer Connections Over Deposit	30.30
Other Cash Collections	50.00
Sale of City Property, a/c Notes	1,000,000.00
Emergency Relief Bonds	1,925,000.00
Reserve for Miscellaneous Revenue	452.00
Interest on Temporary Loan	41.69
Totals	\$7,279,538.99

Vincent J. Murphy,
Director of Revenue and Finance.

Mayor Ellenstein: Now we will proceed with the business of filling the vacancy that exists in the City Commission.

Are there any presentations?

Commissioner Byrne: Thomas Guthrie.

Mayor Ellenstein: Director Byrne presents the name of Thomas Guthrie. As many as are in favor of Mr. Guthrie being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Byrne

voted aye; Commissioners Franklin, Murphy and Mayor Ellenstein voted no.

Mayor Ellenstein: Mr. Guthrie having received one vote is declared not elected.

Any other presentations?

Commissioner Franklin: My candidate.

Mayor Ellenstein: Who is your candidate? Director Franklin presents the name of James Pellecchia, Jr. As many as are in favor of Mr. Pellecchia being chosen to fill the vacancy will

signify by saying aye, contrary no; the clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Pellecchia having received but two votes is declared not elected.

Any other presentations?

I will present the name of a candidate that I am sure will make every laboring man in this city happy if he is chosen for the new year. I present the name of Louise R. Mazzei for consideration by the City Commission. As many as are in favor of Mr. Mazzei being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Mazzei having received but two votes is declared not elected.

Any other presentations?

I will present the name of Carl Abbruzzese. As many as are in favor of Mr. Abbruzzese being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Abbruzzese having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Judge

Ralph Villani. As many as are in favor of Judge Villani being chosen to fill the vacancy on the City Commission will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Judge Villani having received but two votes is declared not elected.

Are there any other presentations?

I will present the name of Dr. Ames Fillipone. As many as are in favor of Dr. Fillipone being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Dr. Fillipone receiving but two votes is declared not elected.

Are there any other presentations?

I will present the name of Frank Cozzoline. As many as are in favor of Mr. Cozzoline being chosen to fill the vacancy will signify by saying aye, contrary no; the Clerk will call the roll.

On roll call: Commissioner Franklin and Mayor Ellenstein voted aye; Commissioners Byrne and Murphy voted no.

Mayor Ellenstein: Mr. Cozzoline having received but two votes is declared not elected.

Are there any other presentations for this year?

What is the disposition of the Board? APPROVED:

Commissioner Byrne: I move we adjourn.

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
PEARCE R. FRANKLIN

The roll being called, the resolution was declared adopted by the following votes:

The Board of Commissioners of
The City of Newark, N. J.

Yeas: Commissioners B y r n e,
Franklin, Murphy, Mayor Ellenstein

H. S. REICHENSTEIN,
City Clerk.

CITIZENS PUBLISHING CO.

215 SOUTH 9th STREET

NEWARK, N. J.

